

LAWS
OF THE
REPUBLIC OF HAWAII

PASSED BY THE
LEGISLATURE

AT ITS
SESSION, 1896.

HONOLULU :
HAWAIIAN GAZETTE COMPANY'S PRINT.
1896.

LAWS OF THE REPUBLIC OF HAWAII.

ACT 4.

AN ACT TO FURTHER PROVIDE FOR THE PAYMENT OF CURRENT ACCOUNTS.

Whereas, It is expedient that authority should be given to the Minister of Finance to secure funds temporarily on loan by way of a bank overdraft; now therefore,

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. The Minister of Finance, with the approval of the Executive Council, is authorized to open a bank account or bank accounts in the name of the Government of the Republic of Hawaii with any bank or banks or financial institution carrying on business in Honolulu, and from time to time to receive on loan by way of overdraft on such account or accounts such sums of money not to exceed \$150,000 at any one time, as the said Minister and the said Council may deem necessary to meet the current expenses of the said Government.

SECTION 2. The moneys borrowed by authority of this Act shall be repayable by the Minister of Finance upon his tender of the same, together with interest not exceeding six per cent. per annum in Gold Coin of the United States of America.

SECTION 3. No money shall be obtained on such account or accounts except against Departmental drafts or orders on the Treasury of an equal amount duly accepted by the Minister of Finance.

SECTION 4. All moneys received under the authority of this Act shall be paid out and used only for the current expenses, as aforesaid, of the Government, and such moneys shall be repayable, and the interest thereon shall be paid out of the current revenue of the Government as provided by the Legislature.

SECTION 5. No moneys shall be received under the authority of this Act after the first day of April, 1898.

SECTION 6. This Act shall take effect from and after the date of its publication.

Approved this 5th day of March, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 2.

AN ACT RELATING TO THE BEGINNING AND END OF THE BIENNIAL FISCAL PERIODS.

Be it enacted by the Legislature of the Republic of Hawaii :

That in order to avoid any uncertainty as to the beginning and end of each biennial fiscal period, it is hereby declared and

enacted that the present biennial fiscal period shall be held to have begun January first, A. D. 1896.

Approved this fifth day of March, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 3.

AN ACT TO APPROPRIATE MONEY FOR THE PURPOSE OF DEFRAY-
ING THE EXPENSES OF THE SESSION OF THE LEGISLATURE OF
THE YEAR 1896, FROM THE PUBLIC TREASURY.

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. There shall be and there hereby is appropriated the sum of Fifteen Thousand (\$15,000) Dollars from the Public Treasury, for the purpose of defraying the expenses of the Session of the Legislature of the year 1896.

SECTION 2. This Act shall take effect from and after the date of its publication.

Approved this fifth day of March, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 4.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT RELATING TO LAUNDRIES AND WASH HOUSES" APPROVED AUGUST 9TH, A. D. 1880.

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. Section 1 of the Act entitled "An Act relating to Laundries and Wash Houses" approved the 9th day of August, A. D. 1880, is hereby amended to read as follows:

"Section 1. It shall be lawful for, and the Minister of the Interior is hereby authorized and empowered to cause to be built and erected in the District of Kona, Island of Oahu, a sufficient number of laundries and wash houses, and to let the same to persons applying therefor at such rents, and upon such terms as the said Minister shall deem advisable. And in like manner to designate and use for such purposes buildings already erected."

SECTION 2. Section 3 of said Act is hereby amended to read as follows:

"Section 3. From and after the date of publication of this Act, every person who shall carry on the business of laundry keeping or washing for hire, within the limits of the city of Honolulu, except in such buildings as shall be provided for such purpose, in accordance with the provisions of Section 1 of this Act, shall be liable to a fine not to exceed fifty dollars for each and every day or part of a day during which he shall so carry on such business, and in default of payment of such fine shall be imprisoned at hard labor until such fine is paid."

SECTION 3. This Act shall take effect from the date of its approval.

Approved this 12th day of March, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 5.

AN ACT TO AMEND CHAPTER LXX. OF THE SESSION LAWS OF 1892, ENTITLED "AN ACT TO CONSOLIDATE AND AMEND THE LAW RELATING TO THE VENDING OF GOODS, WARES AND MERCHANDISE WITHIN THE HAWAIIAN KINGDOM," APPROVED DECEMBER 19, 1892.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Section 5 of Chapter 70 of the Session Laws of 1892, entitled, "An Act to consolidate and amend the law relating to the vending of goods, wares and merchandise within the Hawaiian Kingdom," approved December 19, 1892, is hereby amended so as to read:

"Section 5. Every person who sells any goods, wares or merchandise of foreign product or manufacture without a license or in contravention of the conditions expressed in his license, or of the provisions of this Act, upon conviction thereof before any Magistrate shall be fined in a sum not exceeding five hundred dollars, or in default of payment, shall be imprisoned at hard labor not exceeding six months, in the discretion of the Court. Provided, however, that nothing contained in this Act, nor in any license issued under it, shall be

construed to prohibit the sale of foreign newspapers upon the streets of any town or village in the Hawaiian Islands by any person holding a license to sell goods, wares and merchandise under this Act."

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 23d day of March, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 6.

AN ACT TO PROVIDE FOR THE CUSTODY AND PRESERVATION OF THE DOCKETS AND RECORD BOOKS REQUIRED TO BE KEPT BY DISTRICT MAGISTRATES, BY SECTION 13 OF THE ACT TO REORGANIZE THE JUDICIARY DEPARTMENT, AND TO PROVIDE FOR AUTHENTICATED COPIES OF MINUTES, PROCEEDINGS, JUDGMENTS AND TESTIMONY THEREFROM.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. From and after the passage of this Act it shall be the duty of the several District Magistrates, except the District Magistrates of Honolulu, to transmit forthwith to the Clerk of the Circuit Court of the circuit in which their respective districts are situated, all dockets and record books required by them to be kept by Section 13 of the Act to reorganize the Judiciary Department, except those in current use and not

completed, and from time to time thereafter to transmit them as aforesaid whenever completed.

SECTION 2. Every failure on the part of any such District Magistrate to comply with this law, not explained to the satisfaction of a Circuit Judge of the circuit within which said District Magistrate resides, shall be punishable summarily, on the complaint of the Clerk of the Court of said circuit, by said Circuit Judge, by forfeiture of one month's salary of said District Magistrate.

SECTION 3. The Clerk of the Judiciary Department is hereby charged with the duty of directing the method and details of transferring such dockets and record books, and with the custody and preservation of the same in some appropriate place within the respective circuits.

SECTION 4. The expenses incurred in the transfer of such dockets and record books, and of the custody thereof, may be charged to the appropriation for expenses of Supreme and Circuit Courts.

SECTION 5. Whenever requested, the Clerk of any Circuit Court, on being paid the sum of two dollars and a half as costs, shall furnish a copy of the minutes, proceedings, judgments and testimony of any designated case from such dockets and record books in his custody, which, when duly authenticated by said Clerk under the seal of the Court, shall be admitted in evidence in any Court of the Republic in like manner and effect as if the original were produced.

SECTION 6. This Act shall take effect from the date of its publication.

Approved this 23d day of March, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 7.

AN ACT TO AUTHORIZE THE MINISTER OF THE INTERIOR TO MAKE A CERTAIN CLASS OF LEASES, AMENDING CHAPTER 44 OF THE LAWS OF 1876, AS AMENDED BY CHAPTER V. OF THE LAWS OF 1878.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The Minister of the Interior may, with the approval of the Executive Council, make leases of Government lands under the control and management of the Minister of the Interior for any number of years not over thirty, at public auction, for the erection of stores, warehouses, factories, shops, business and professional offices and other buildings for business, manufacturing or professional purposes, and the occupation thereof by the lessees.

SECTION 2. Every such lease shall contain a covenant on the part of the lessee that he shall during the first four years of the term of the lease cause to be erected upon the leased premises a fire-proof building of brick, stone or metal, in a workmanlike manner satisfactory to the Minister, at not less than a stated cost; and shall keep the same suitably insured at not less than two-thirds of its value for the benefit of the lessor; and shall keep such building in good repair during the remainder of the term of the lease, reasonable use and wear thereof only excepted; and in case of damage or destruction of such building by fire, shall make good such loss or damage by the necessary repairs or reconstruction, or else surrender the insurance to the lessor.

SECTION 3. Every such building, with all fixtures and additions thereto, shall, at the expiration of the term of the lease

of the premises upon which it is erected, or other sooner determination thereof, vest in the Government.

SECTION 4. Every such lease shall also contain a covenant on the part of the lessor, that upon the request in writing by the lessee or his representatives before the expiration of the term thereof, the premises with the improvements shall, if all of the conditions to be performed by the lessee have been satisfactorily performed, be put up at auction for a lease for a term of not over twenty years, unless said premises shall be required for public uses, of which the lessee shall receive at least one year's notice. Such auction sale shall be held not more than six months nor less than one month before the expiration of said term.

SECTION 5. The covenants required by the second and fourth sections hereof shall be set forth in every such lease, and in the advertisement of every public auction required by the first section hereof, and at every such public auction, shall be read aloud to the audience by the auctioneer.

SECTION 6. In addition to the said covenants such leases shall contain usual stipulations and reservations.

SECTION 7. This Act shall take effect from the date of its publication.

Approved this 25th day of March, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii

ACT 8.

AN ACT TO BETTER DEFINE THE DUTIES AND POWERS OF THE MINISTER OF FOREIGN AFFAIRS, IN REGARD TO THE MILITARY FORCES OF THE REPUBLIC.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The Minister of Foreign Affairs shall be the chief administrative officer of the military forces of the Republic of Hawaii. He shall have the supervision of the expenditure of the appropriation for the support of the military, and shall be responsible therefor. He is authorized, with the approval of the Commander-in-Chief, to establish and prescribe such rules and regulations, not inconsistent with the provisions of the law, as he may deem proper for the use, government and instruction of the National Guard; and to carry into effect the provisions of the law relative thereto; and upon promulgation they shall have the same force as law. He is authorized to appoint and convene General Courts Martial; and to review the findings of General and Regimental Courts Martial and to modify, reverse or confirm the same; subject, however, to final review of the Commander-in-Chief. He shall countersign all military commissions issued by the President.

SECTION 2. The authority hereby conferred shall not interfere with the power of the President, as Commander-in-Chief, to issue such general orders as he may deem necessary.

SECTION 3. This Act shall take effect from and after the date of its publication.

Approved this 4th day of April, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii

ACT 9.

**AN ACT TO PROVIDE FOR IMPROVING THE STREETS IN THE TOWN
OF HILO, ISLAND OF HAWAII.**

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The Minister of the Interior is hereby authorized and empowered to fix the street lines, and to establish the grades of the streets and highways, and the grades and widths of all sidewalks thereon, in the town of Hilo, Island of Hawaii.

SECTION 2. The Minister of the Interior shall appoint two Civil Engineers, one of whom shall be the Superintendent of Public Works, to assist him in determining said street lines and grades, and to lay out the same.

SECTION 3. The width of each street shall be determined according to the apparent needs of the public, and shall in no case be less than forty (40) feet nor more than sixty (60) feet in width, including sidewalks and drains; except Wai-anuenue street, which shall be fifty-four (54) feet wide, and Front street, which may be made any width desirable.

SECTION 4. The grade of each street shall be the best that can be made, for the convenience of the public.

SECTION 5. The street lines and grades shall be determined as soon as possible, and made known to the public by publication in some newspaper.

SECTION 6. After the street lines are determined and made known, the Government shall not be liable for damages to any property holder for new improvements placed within said street lines.

SECTION 7. After the grade of any street is determined, all permanent work on said street shall conform to such grade as far as possible.

SECTION 8. As soon as it is practicable, the Minister of the Interior shall proceed to widen and grade Front street and Waianuenue street, and such work shall be carried out on the other streets as the needs of the public may require.

SECTION 9. The lines previously fixed of any street, may be further extended or altered within the limits of Section 3, if it is necessary, to meet the need of the public at the time such street is actually widened; Front street being made any width desired.

SECTION 10. This Act shall take effect from and after the date of its publication.

Approved this 4th day of April, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 10.

AN ACT TO DEFINE THE PROPORTIONS OF THE NATIONAL ENSIGN.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The National Ensign shall consist of eight horizontal stripes alternately white, red, blue, etc., beginning at the top, having a Jack cantoned in the dexter chief angle next to the point of suspension. The Jack shall consist of a blue field charged with a compound Saltire of alternate tinctures white and red, the white having precedence; a narrow

edge of white borders each red side of the Saltire. A red cross bordered with white is charged over all.

The proportion shall be as follows:

The fly is twice the hoist.

The Jack is half the hoist in breadth and 7-16 the fly in length.

The arms of the red cross with border shall be equal in width to one of the horizontal stripes; the white border shall be one third the width of the red cross.

The arms of the compound Saltire are equal in width to the red cross, the tinctures white, red, and the border being in the proportion of 3, 2, 1 respectively.

SECTION 2. This Act shall take effect from and after its publication.

Approved this 8th day of April, A. D., 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 11.

AN ACT TO AMEND SECTION 12 OF ACT 8 OF THE ACTS OF THE
EXECUTIVE AND ADVISORY COUNCILS OF THE REPUBLIC OF
HAWAII, APPROVED OCTOBER 4, 1894, RELATING TO ELECTIONS
AND CONTESTED SEATS IN THE LEGISLATURE.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Section 12 of Act 8 of the Acts of the Executive and Advisory Councils of the Republic of Hawaii, entitled,

"An Act relating to Elections and Contested Seats in the Legislature," approved October 4, 1894, is hereby amended so that the same shall read as follows:

"Section 12. At the hearing the Court shall cause the evidence to be reduced to writing in full or sufficiently to ascertain all the facts involved, and shall thereupon give judgment, stating all findings of facts and the law thereupon, which shall then be transmitted in full to the Minister of the Interior. If such findings shall be that the election was invalid, or the seat vacant, a new election shall at once be ordered by said Minister, but in case the said Court shall decide which of the candidates have been elected, the said Minister shall forthwith sign and transmit to said candidate a certificate of election."

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 13th day of April, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 12.

AN ACT TO AMEND SECTION FIFTY-SIX OF CHAPTER FIFTY-SEVEN
OF THE SESSION LAWS OF THE YEAR 1892, ENTITLED "AN ACT
TO REORGANIZE THE JUDICIARY DEPARTMENT."

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. That Section fifty-six of Chapter fifty-seven of the Session Laws of the year 1892, entitled, "An Act to

reorganize the Judiciary Department," be amended so as to read as follows:

"Section 56. Parties to causes pending before the Supreme Court shall be entitled to hearing before all of the Justices thereof, and may not be compelled to go to trial before less than the full number thereof; provided, however, that if any Justice of the Supreme Court shall be disqualified from sitting in any cause pending before the Supreme Court, or shall be unable to attend from sickness, accident, absence or any other reason, his place for the trial and determination of such cause shall be filled by one of the Circuit Judges who has had no connection with the said cause, either as counsel or in his official capacity, or by any competent and disinterested member of the bar of the Supreme Court thereunto authorized by the written request of the remaining Justices or Justice. Any decision, judgment, order of the Supreme Court, decree made or process issued by such Court so constituted, shall have the same force and effect as if it was made or issued by the Supreme Court sitting in full bench."

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 13th day of April, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 13.**AN ACT TO PROVIDE FOR THE REGISTRATION OF MALE RESIDENTS
IN THE REPUBLIC OF HAWAII.**

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. There shall be established under the supervision of the Minister of the Interior a register of all male persons over the age of fifteen years, now or hereafter, resident in the Republic of Hawaii, to be known as the "National Register." In such register there shall be recorded concerning each such person, his name, age, place of birth, residence and marriage (if married), date of arrival in the Hawaiian Islands, if born in a foreign land, and the port of departure for such Islands, calling or occupation, and if an employee in any capacity, the name of the employer, place where he is employed and the nature of the employment, and such physical description as may be necessary to identify him. There shall also be kept a record of the change of residence or employment of each such person, and of such other facts as the Minister of the Interior may direct. Such register shall be in the form set forth in the schedule hereunder, or such modification thereof as the Minister of the Interior may by rule direct.

SECTION 2. It shall be the duty of every person liable to registration under this Act to register in accordance with its terms on or before the first day of August, A. D. 1896, and every male person over the age of fifteen years thereafter coming into the Republic shall register immediately upon landing. Each such person shall under oath or affirmation give to the respective Registrars before whom he may register, all information necessary to complete the record herein provided for.

SECTION 3. For the purpose of registration, the Republic of Hawaii shall be and is hereby divided into Registration Divisions, co-extensive with the divisions for taxation purposes. Each such division shall be divided into districts, co-extensive with the taxation districts indicated in Chapter XLIV of the Session Laws of 1886.

SECTION 4. The person acting as Secretary of the Board of Immigration is hereby appointed General Superintendent of Registration. The several Tax Assessors are hereby appointed Superintendents of Registration in and for their respective districts. The Minister of the Interior shall have the power to subdivide any registration district and to appoint additional Registrars therefor, if in his opinion the public convenience requires such action. The several Registrars, subject to the supervision of the Superintendents of Registration, are hereby charged with the duty of carrying out the provisions of this Act in their respective districts. The several Superintendents of Registration in and for their several divisions and the General Superintendent for the whole country shall, subject to the general supervision of the Minister of the Interior, supervise the carrying out of the provisions of this Act. The several Registrars shall receive as compensation for their services under this Act, the sum of five cents for each name registered hereunder, to be paid out of the Treasury from any money appropriated for that purpose. The General Superintendent and Superintendents shall receive for this purpose no other compensation than that now provided for them.

SECTION 5. The Minister of the Interior shall from time to time make and publish rules and regulations, and alter and amend the same in his discretion, for properly carrying out the provisions and intent of this Act; which rules and regulations so made and published shall have the force of law.

SECTION 6. Immediately after the passage of this Act, the Minister of the Interior shall cause to be prepared in the Hawaiian, English, Portuguese, German, Japanese and Chinese languages, and such other languages as he may think necessary, and publish in each of the registration districts a notice that on the hours and dates therein mentioned, the Registrar for such districts will be at the places therein mentioned, for the purpose of registration under this Act. Such places shall be selected as much as possible for the public convenience. There shall be at least five sittings of not less than an hour's duration each, and as many more as may be necessary, in each of the registration districts, for the purpose of registration, until the completion of the registration, except as hereinafter provided, not later than the first day of August, A. D. 1896.

SECTION 7. The several Superintendents and the several Registrars are hereby authorized to, at all times, register any person not theretofore registered, and to administer any oath or affirmation provided for and required by this Act.

SECTION 8. Upon the change of residence of any person registered as hereinbefore provided, or change of his employment or employer, such person shall present his certificate of registration to the Registrar of his registration district to have endorsed thereon the fact of such change of residence, or employment, and shall within thirty days after each change surrender his certificate, endorsed as aforesaid, to the Registrar of the district (in case of change of residence) where he then resides, and such Registrar shall thereupon issue a new certificate to such person. Upon the death of any male person over the age of fifteen years, it shall be incumbent upon a relative, employer, executor or administrator, to notify the Registrar of the district where such death happens, of the death of such person. Upon the departure from this Republic of any person, who, under the provisions of this Act is

compelled to register, he shall surrender his certificate of registration to the Collector of Customs of the port from which he is about to depart, and the Collector of Customs shall not issue a passport to such person until said certificate is so surrendered. Such certificate of registration shall forthwith be sent by the Collector of Customs to the Registrar of the district where such male resident resided previous to his departure from the Republic. Any person violating the provisions of this Section shall be guilty of a misdemeanor, and upon conviction be punishable by a fine not exceeding Fifty Dollars.

SECTION 9. Every person liable to registration who shall fail to register himself as required by this Act, or to give the information required in the form of the registration certificate given in the schedule to this Act, or which may be required to be given by any rule promulgated by the Minister of the Interior, or to present his certificate to the Registrar for endorsement as provided in Section 8 of this Act, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding Fifty Dollars. Provided, however, that if it shall appear to the Court that such failure to comply with the law shall have been by reason of forgetfulness simply, such fine shall not exceed Five Dollars.

SECTION 10. Every person registering under this Act shall, upon registration, receive from the Registrar of his registration district a certificate of registration in the following form, or such modification thereof as the Minister of the Interior may by rule direct, viz.

“Certificate of Registration No.....Island of
..... District of

This is to certify that on thisday of
....., 189 has
registered in this district.

A description of said person is as follows:

Age Country of birth
 Residence, Port of departure for the
 Republic of Hawaii, Date of arrival
 here Married or single
 Occupation Location of occupation
 Name of employer
 Residence of employer
 Distinguishing marks of features

 Signature Registrar, District of ..
 Thumb mark,
 Island of

SECTION 11. Every employer of workmen, whether an individual, co-partnership or corporation, shall, during the month of August of each year furnish to the Registrar of his district, a complete and true list of the names of all males over the age of fifteen years employed by such individual, co-partnership or corporation. The correctness of such list shall be sworn to by the person presenting the same or by the co-partners, or by an officer of such corporation respectively. Every employer of workmen who shall fail to comply with the provisions of this Section shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding Fifty Dollars.

SECTION 12. The General Superintendent, every Superintendent and every Registrar, Constable, Police Officer, Sheriff, Marshal of the Republic of Hawaii and their deputies, and every Magistrate, Judge, or Justice of any Court in the Republic of Hawaii may, at any time, require any person liable to registration under this Act to produce his certificate of registration; and every person failing or refusing to produce

such certificate shall be guilty of a misdemeanor, and punished by fine not exceeding Five Dollars, unless such person shall show to the satisfaction of the Court wherein he is prosecuted for such refusal or failure, that he has lost his certificate of registration, and has applied to the proper Registrar for a new certificate to replace the one which is lost, and shall produce such new certificate.

SECTION 13. Any person registered under this Act who has lost his certificate of registration, shall upon application to the Registrar of the division wherein such person resides, and upon payment of a fee of twenty-five cents, receive a new certificate, in lieu of that which is lost upon his written statement under oath or affirmation of such loss. The Registrar to whom the application is made for a new certificate, unless satisfied that the applicant is the person he represents himself to be, shall require satisfactory evidence of the identity of the applicant before granting such new certificate. Such new certificate when issued shall be marked "Duplicate," and shall have the number of the original certificate endorsed thereon.

SECTION 14. Any person who shall knowingly make any misrepresentation upon affecting his registration, or upon applying for any certificate of registration, or who shall make or attempt to make use of a certificate of registration other than a certificate issued to him shall be guilty of a misdemeanor, and punished upon conviction by a fine not exceeding Fifty Dollars.

SECTION 15. Any person who shall under oath or affirmation wilfully make any false statement relative to any matter concerning which a statement may by this Act be required, shall be guilty of the crime of perjury in the second degree.

SECTION 16. The Registrars shall keep in their respective registration districts, a record or register in the form here-

inbefore prescribed of all registrations made by them up to the first day of August, A. D. 1896, and within fifteen days thereafter shall furnish to the General Superintendent of Registration a transcript of such record or register, and thereafter in the months of August, November, June and September in each year, shall furnish to the General Superintendent of Registration a record of all changes in said registers occasioned either by departure from the district, death or by changes of residence, occupation or employers. Such transcripts shall be copied in a proper book which shall be the National Register. The entries in any such record or book shall be prima facie proof in all criminal prosecutions under this Act.

SECTION 17. The Minister of the Interior shall furnish all necessary books, certificates, forms and blanks required by this Act. A schedule of forms being hereafter set forth.

SECTION 18. Each Registrar shall take oath or make a solemn affirmation that he will faithfully perform the duties of his office.

SECTION 19. The several District Magistrates of the Republic of Hawaii shall have jurisdiction in their respective districts to try and determine all misdemeanors under this Act, and all complaints for the violation of any of its provisions, and to impose any penalties herein prescribed.

SECTION 20. The following forms are for use in carrying out the purposes of this Act.

SCHEDULE OF FORMS REFERRED TO.

Island ofss.

I, of on the
Island of, Republic of Hawaii, do hereby
solemnly swear (or affirm) that I am (an employer of, or a

partner of the firm ofwho employs, or
 an officer of, a corporation, who employs)
 the following named persons whose nationality so far as
 known to me, and whose occupations are set opposite to their
 respective names, and that the list of said names, nationality
 and occupation is correct according to the best of my infor-
 mation and belief, so help me God.

.....

Sworn to (or affirmed) thisday of
 A. D..... before me.

.....

NATIONAL REGISTER OF THE REPUBLIC.

Certificate of Registration.

No.....

Registration Division No Precinct No.....

Meeting PlaceIsland of

day of189..

I hereby certify that the following is a correct copy of the
 Registration of.....of
 and his (family, wards or employees) as it
 appears on the Register of this Division.

(Signed).....

Registrar.

TO BE ENDORSED UPON.—CERTIFICATE OF REGISTRATION.

Transfer.

The within named
 Transferred his residence from.....
 tochanged his occupation from that
 ofto that of

And his employer fromto
residing at

.....
 Registrar.

Registration Division No
 day of189.... Precinct No.....

("Stub.")

NATIONAL REGISTER OF THE REPUBLIC OF HAWAII.

No.....

Date of Registration.....
 Name
 Age
 Residence
 Country of Birth
 Port of Departure for the Republic of Hawaii.....
 Date of Arrival Here
 Married or Single
 Occupation
 Name of Employer
 Residence of Employer
 Date of transfer or change and where to.....
 Date of death, if in the Republic of Hawaii.....
 Date of Departure from the Republic of Hawaii.....
 Registration Division No.....
 Precinct No.....Meeting Place.....
 Island of
 Registrar

(Schedule hereinbefore provided for.)

NATIONAL REGISTER OF THE REPUBLIC OF HAWAII.

No. Registration Division No. District No. Name of Meeting Place. Island of

	No.
	Date of Registration
	Name
	Age.
	Residence.
	Nationality.
	Country of Birth
	Port of Departure for the Republic of Hawaii
	Date of Arrival Here.
	Married or Single
	Physical Description.
	Occupation.
	Name of Employer.
	Residence of Employer.
	Date of Transfer or Change, and Where to.
	Date of Death.
	Date of Departure from the Republic of Hawaii.

SECTION 21. This Act shall take effect from and after the date of its publication.

Approved this 17th day of April, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 14.

AN ACT TO PERMIT THE IMPORTATION OF KEROSENE OIL FOR
FUEL AND MECHANICAL PURPOSES.

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. The Minister of the Interior is hereby authorized in his discretion to grant a license to any person, company or partnership to import Kerosene Oil of not less than one hundred degrees (Fahrenheit) test, and to use the same for fuel and mechanical purposes in some lawful business or industry to be designated in the license; provided, however, that no such license shall be granted for the use of such oil for such purpose within the limits of the city of Honolulu.

The fee for such license shall be the sum of ten dollars, and the license shall be for one year from the date of issue.

SECTION 2. Before granting such license a good and sufficient bond to the said Minister in the sum of one thousand dollars shall be required.

The conditions of the bond shall be that the holder of the license shall not use the oil imported under the provisions of this Act within the limits of the city of Honolulu, nor for any other purpose than that named in the license; and that the holder of the license will not give, sell or furnish any of such

oil to any other person, company or corporation not holding a similar license, for any purpose whatsoever.

SECTION 3. The city of Honolulu, for the purposes of this Act, shall be deemed to be included within a circuit of three miles from the junction of King and Nuuanu streets.

SECTION 4. The Collector-General of Customs is hereby authorized to permit any holder of a license under the provisions of this Act to withdraw from the Custom House kerosene oil of less than one hundred and fifteen degrees (Fahrenheit) test, but not less than one hundred degrees (Fahrenheit) test for the purposes named in this Act; provided, however, that every container be plainly marked "Fuel Oil, not to be used with a wick."

SECTION 5. The provisions of Chapter 68 of the Session Laws of 1890, relating to the storing and testing of kerosene oil and the exportation thereof when not equal to the required test, shall apply to oil of the description mentioned in Section 1 of this Act, so far as the same are consistent herewith.

SECTION 6. Every person who shall use oil of the kind described in Section 4 of this Act without a license, or in contravention with the terms of his license, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding five hundred dollars, or by imprisonment at hard labor for a term not exceeding six months.

SECTION 7. This Act shall take effect from the date of its publication.

Approved this 22d day of April, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 15.

AN ACT TO AMEND SECTION 2 OF AN ACT ENTITLED "AN ACT RESTRICTING CHINESE IMMIGRATION," AND BEING CHAPTER 80 OF THE SESSION LAWS OF 1892, BEING ENTITLED "AN ACT RELATING TO THE RESTRICTING OF CHINESE IMMIGRATION."

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. Section 2 of an Act entitled, "An Act restricting Chinese Immigration," and being Chapter 80 of the Session Laws of 1892, is hereby amended so as to read as follows:

"Section 2. Conditional permits to enter this Republic may be granted by the Minister of Foreign Affairs, with the approval of the Executive Council, for such Chinese as shall be recommended by the Board of Immigration, upon the application of employers of domestic, agricultural or mill labor, which said permits shall contain the condition printed in both the English language and in Chinese characters, that the bearer is allowed to enter this Republic solely on condition that while here he will engage in no trading or mechanical occupation other than domestic service or agricultural labor in the field, or in rice, coffee or sugar mills, and that he will, whenever he shall cease to follow his vocation as agricultural laborer in the field, or in sugar, coffee or rice mills, or as domestic servants, leave this Republic, and that for every breach of such condition he shall on conviction by any District Magistrate be liable to a fine of one hundred dollars. Permits to enter this Republic may also be granted by the Minister of Foreign Affairs for any Chinese resident in this Republic at the date of the passage of this Act, provided that such person shall have resided within the Republic for two years immediately preceding such passage;

and also to such other persons as may wish to sojourn temporarily in the Republic as travelers, or as merchants having business interests in this Republic, provided that such sojourn shall not exceed six months; and provided that such person so permitted to enter shall give a bond to said Minister, in the sum of five hundred dollars, liquidated damages, conditioned that he will leave the Republic within six months, and if he shall be found within the Republic after the expiration of six months shall be guilty of a misdemeanor, and shall upon conviction be imprisoned at hard labor for a term not to exceed six months. For each permit granted under this section the Minister of Foreign Affairs shall be paid a fee of five dollars."

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 22d day of April, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 16.

AN ACT TO AMEND ACT 21 OF THE LAWS OF THE PROVISIONAL GOVERNMENT, ENTITLED "AN ACT TO PROHIBIT GAMBLING AND GAMING," BY ADDING A NEW SECTION THERETO, TO BE CALLED SECTION 9A.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Act 21 of the Laws of the Provisional Government, entitled, "An Act to Prohibit Gambling and Gaming," shall be and the same is hereby amended by adding thereto a new section after Section 9, to be entitled "Section 9A.," which section shall read as follows:

"Section 9A. Every person who bets or gambles upon any horse race, boat race, ball game, bicycle race or any athletic game, sport or contest, in any manner whatsoever, either by risking money or any other thing of value, is guilty of a misdemeanor.

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 22d day of April, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 17.

AN ACT FOR THE RELIEF OF THE HILO LIBRARY AND READING ROOM ASSOCIATION.

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. The Minister of the Interior is hereby authorized and directed to reserve and set apart for the use of the "Hilo Library and Reading Room Association," a corporation established under the laws of the Republic of Hawaii, all of that certain lot or parcel of land situated on the Northwest side of Waianuenue Street, having a frontage on the street of fifty feet by one hundred feet deep, adjoining the lot now held by H. Porter, in the town of Hilo, Island of Hawaii, together with Government water, free of charge.

SECTION 2. Said lot of land shall be held by the Hilo Library and Reading Room Association, and shall be free of charge for rent and taxes, so long as it is used for Library and Reading Room purposes, but if said lot or any part thereof shall

cease to be used for such purposes, the same shall be surrendered to the Government.

SECTION 3. The Library and Reading Rooms on said premises shall be open to the public, subject to the rules and regulations of said Association.

SECTION 4. This Act shall take effect from the date of its publication.

Approved this 26th day of April, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 18.

AN ACT TO PROVIDE A PUNISHMENT FOR LIBIDINOUS SOLICITATIONS AND PROCURING.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. That any person who shall in any manner solicit, or be privy to, or aid or abet in the soliciting of another to unlawful sexual intercourse; or to attend at any place where immoral dances, plays, or any indecent entertainment is being given; or to go to or attend at any place where a prostitute resides or carries on her business, or where prostitutes are generally known to congregate and assemble; or shall exhibit any writing, sign, character or in any other manner indicate and advertise the business or calling of a prostitute; or do any other thing tending to allure and tempt another to go to or attend at any of the places indicated in this Act; or shall lead, conduct or drive any person to such place, or act as guide or conductor for that purpose, or for

any of the purposes herein specified; or shall procure any prostitute for any person, whether such prostitute shall be actually taken to or conducted to such person or not; shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined not more than Five Hundred Dollars, or be imprisoned at hard labor not over one year, and, if such person be a licensed driver, such license shall also be forfeited, and he shall not thereafter be licensed to drive for two years.

SECTION 2. In cases arising under this Act, the Magistrate or Judge hearing the same may receive as evidence the fact that the person charged has no visible lawful means or insufficient lawful means of support, and is commonly about or in houses of prostitution, or in other places mentioned in Section 1 hereof; or that in connection with proof of committing any act forbidden hereby, such person is known to the Police to be idle, vicious, and one who requires Police surveillance.

SECTION 3. This Act shall take effect from the date of its publication.

Approved this 30th day of April, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 19.

AN ACT TO AMEND ACT 73 OF THE LAWS OF THE PROVISIONAL GOVERNMENT APPROVED THE 26TH DAY OF APRIL, 1894, ENTITLED "AN ACT MAKING SPECIAL APPROPRIATIONS FOR SALARIES AND PAY ROLLS DURING THE TWO YEARS WHICH WILL ENDWITH THE THIRTY-FIRST DAY OF MARCH, A. D. 1896."

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The following sums, amounting to \$1,939,978.50 are hereby appropriated to be paid out of all moneys in the Treasury received from all the current receipts of the general revenue of the Republic of Hawaii for the Biennial Fiscal Period, commencing with the first day of January, A. D. 1896, and ending with the thirty-first day of December, A. D. 1897.

SALARIES AND PAY ROLLS.

Salary of President	\$ 24,000 00
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PERMANENT SETTLEMENTS.

Queen Dowager Kapiolani	4,000 00
Kaiulani	4,000 00
Mrs. Emma Barnard	600 00
Mrs. Kamakani Sineona	400 00
Mrs. Kaulua	400 00
Mrs. Mary R. Stoltz	720 00
	\$ 10,120 00

JUDICIARY.

Salary of Chief Justice	\$ 12,000 00
Salary of First Associate Justice	10,000 00
Salary of Second Associate Justice	10,000 00
Salary of Clerk of Judiciary	5,400 00
Salary of Short-hand Reporter	4,800 00
Salary of Hawaiian Interpreter—Supreme and Circuit Courts	5,000 00
Salary of Chinese Interpreter and Translator ...	3,600 00
Salary of Japanese Interpreter and Translator..	3,000 00
Salary of Messengers	1,920 00

FIRST CIRCUIT.

Salary of First Circuit Judge, First Circuit	8,000 00
Salary of Second Circuit Judge, First Circuit ..	8,000 00
Salary of First Clerk, First Circuit.....	3,600 00
Salary of Second Clerk, First Circuit	3,000 00
Salary of Third Clerk, First Circuit	1,800 00
Salary of District Magistrate, Honolulu, First Class	5,000 00
Salary of Clerk and Interpreter, Honolulu, Dis- trict Court	2,400 00
Salary of District Magistrate, Ewa, Fourth Class.	1,680 00
Salary of District Magistrate, Koolaupoko, Sixth Class	1,000 00
Salary of District Magistrate, Koolauloa, Seventh Class	800 00
Salary of District Magistrate, Waialua, Seventh Class	800 00
Salary of District Magistrate, Waianae, Seventh Class ..	800 00

SECOND CIRCUIT.

Salary of Circuit Judge, Second Circuit.....	6,000 00
Salary of Clerk, Second Circuit	1,500 00
Salary of District Magistrate, Lahaina, Fourth Class	1,680 00
Salary of District Magistrate, Wailuku, Third Class ..	2,200 00
Salary of District Magistrate, Makawao, Third Class ..	2,200 00
Salary of District Magistrate, Hana, Fourth Class ..	1,680 00
Salary of District Magistrate, Kipahulu, Eighth Class ..	600 00
Salary of District Magistrate, Honuaula, Eighth Class ..	600 00
Salary of District Magistrate, Molokai, Sixth Class ..	1,000 00
Salary of District Magistrate, Lanai, Eighth Class ..	600 00

THIRD CIRCUIT.

Salary of Circuit Judge, Third and Fourth Cir- cuits ..	6,000 00
Salary of Clerk, Third and Fourth Circuits....	2,000 00
Salary of Shorthand Reporter.....	1,800 00
Salary of District Magistrate, S. Kohala, Sixth Class ..	1,000 00
Salary of District Magistrate, N. Kona, Fifth Class ..	1,200 00
Salary of District Magistrate, N. Kohala, Third Class ..	2,200 00
Salary of District Magistrate, S. Kona, Sixth Class ..	1,000 00

Salary of District Magistrate, West Kau, Sixth Class ..	1,000 00
Salary of District Magistrate, East Kau, Seventh Class ..	800 00

FOURTH CIRCUIT.

Salary of District Magistrate, South Hilo, Second Class ..	2,880 00
Salary of District Magistrate, North Hilo, Seventh Class ..	800 00
Salary of District Magistrate, Hamakua, Third Class ..	2,200 00
Salary of District Magistrate, Puna, Seventh Class ..	800 00

FIFTH CIRCUIT.

Salary of Circuit Judge, Fifth Circuit.....	6,000 00
Salary of Clerk, Fifth Circuit	800 00
Salary of District Magistrate, Lihue, Fourth Class ..	1,680 00
Salary of District Magistrate, Waimea, Fourth Class ..	1,680 00
Salary of District Magistrate, Koloa, Fifth Class	1,200 00
Salary of District Magistrate, Kawaihau, Sixth Class ..	1,000 00
Salary of District Magistrate, Hanalei, Sixth Class ..	1,000 00

\$ 147,700 00

DEPARTMENT OF FOREIGN AFFAIRS.

Salary of Minister of Foreign Affairs.....	\$ 9,000 00
Salary of Secretary	4,800 00
Salary of Clerks.....	5,400 00
Clerk of Executive Council, Salary.....	2,400 00
Salary of Envoy at Washington.....	12,000 00
Salary of Secretary of Legation, Washington..	8,400 00
Salary of Consul-General, San Francisco.....	8,000 00
Clerical Aid, San Francisco.....	2,400 00
Pay of Messenger, Foreign Office.....	960 00
Support of the Military Pay-Rolls	133,000 00
Additional Military Pay Rolls for January, 1896.	700 50
Band ..	36,000 00
Preservation of Archives.....	1,000 00
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	\$ 224,060 50
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DEPARTMENT OF FINANCE.

Salary of Minister.....	\$ 9,000 00
Salary of Auditor-General.....	7,200 00
Expense Auditing Accounts of Bureaus and De- partments to be Published Upon Approval of Executive Council	1,500 00
Salary of Registrar of Public Accounts.....	5,400 00
Salary of Clerk of Finance Office.....	3,600 00
Salary of Second Clerk and Messsenger.....	1,200 00
Salary of Tax Assessor of Oahu.....	5,400 00
Salary of Tax Assessor of Hawaii.....	5,000 00
Salary of Tax Assessor of Maui.....	4,600 00
Salary of Tax Assessor of Kauai.....	4,000 00
Salary of Deputy Tax Assessor of Oahu.....	4,000 00

Salary of Clerk to Assessor of Oahu.....	1,500 00
Salary of Deputy Tax Assessors and Collectors..	45,000 00
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	\$ 97,400 00
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POSTAL BUREAU.

Salary of Postmaster-General....	6,000 00
Salary of Secretary.....	3,600 00
Additional Salary of Secretary for January, February, March and April, 1896.....	100 00
Salary of Superintendent of Postal Savings Bank	3,600 00
Salary of Superintendent of Postal Money-Order Department ..	3,600 00
Salary of Clerks.....	26,680 00
Salary of Index Clerk for January, February,, March and April, 1896.....	240 00

Not to exceed—

Two Clerks at \$125 each per month.

2 Clerks at \$100 each per month.

1 Clerk at \$90 each per month.

3 Clerks at \$75 each per month.

3 Clerks at \$70 each per month.

2 Clerks at \$40 each per month.

1 Clerk at \$35 each per month.

1 Clerk at \$20 each per month.

1 Clerk at \$10 each per month.

at the discretion of the Postmaster-General.

Pay of Postmasters.....	35,000 00
Pay of Mail-Carriers.....	32,840 00
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	\$ 111,660 00
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BUREAU OF CUSTOMS.

Salary of Collector-General	\$ 6,000 00
Salary of Deputy Collector-General	5,400 00
Salary of 3 Entry Clerks (at \$3,000, \$2,400 and \$2,400)	7,800 00
Salary of Store-keeper	2,400 00
Salary of 3 Statistical Clerks (\$3,000, \$2,700 and \$2,400)	8,100 00
Salary of Port Surveyor, Honolulu	3,600 00
Salary of Customs Gauger and Tester	3,600 00
Pay of Appraisers and Examiners	6,000 00
Salary of Three Pilots, Honolulu.....	14,400 00
Salary of Keeper of Kerosene Warehouse	1,800 00
Pay of Assistants, Custom Warehouses	7,200 00
Pay of Customs Inspectors, Honolulu	16,800 00
Pay of Assistant Guards, all ports	8,000 00
Salary of Collector, Kahului	3,000 00
Salary of Collector, Hilo	3,000 00
Salary of Collector, Mahukona and Honoipu	1,440 00
Salary of Port Surveyor, Kahului	2,000 00
Salary of Port Surveyor, Hilo.....	2,000 00
Custom House Boat Guard Pay Roll	8,400 00
Expenses, Pilot Boats, Port of Honolulu, Watch- man and Keeper Diamond Head Signal Stat'n	7,500 00
Pay of Chinese and Japanese Invoice Inspectors .	2,400 00
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	\$ 120,840 00

ATTORNEY GENERAL'S DEPARTMENT.

Salary of Attorney-General	\$ 9,000 00
Salary of Deputy Attorney-General	6,000 00
Salary of Marshal	6,000 00

Salary of Deputy Marshal	3,600 00
Additional Salary of Deputy Marshal for January, February, March and April, 1896.....	100 00
Salary of First Clerk to Marshal	3,600 00
Salary of Jailer, Oahu Prison	3,600 00
Salary of Sheriff of Hawaii	5,000 00
Salary of Sheriff of Maui	4,500 00
Salary of Sheriff of Kauai	4,000 00
Salary of Clerk to Sheriff, Hawaii	1,200 00
Salary of Clerk to Sheriff, Maui	1,200 00
Salary of Clerk to Sheriff, Kauai	600 00
Salary of Deputy Sheriff, Hawaii	3,000 00
Salary of Deputy Sheriff, North Kohala	2,400 00
Salary of Deputy Sheriff, South Kohala	1,080 00
Salary of Deputy Sheriff, Hamakua	2,400 00
Salary of Deputy Sheriff, North Hilo	1,440 00
Salary of Deputy Sheriff, North Kona	1,800 00
Salary of Deputy Sheriff, South Kona	1,440 00
Salary of Deputy Sheriff, Kau	2,040 00
Salary of Deputy Sheriff, Puna	1,200 00
Pay of Police, Hawaii	42,500 00
Salary of Deputy Sheriff, Maui	2,400 00
Salary of Deputy Sheriff, Makawao	2,400 00
Salary of Deputy Sheriff, Lahaina	1,920 00
Salary of Deputy Sheriff, Hana	1,920 00
Salary of Deputy Sheriff, Molokai	1,600 00
Pay of Police, Maui	30,000 00
Salary of Deputy Sheriff, Kauai	1,920 00
Salary of Deputy Sheriff, Kawaihau	1,560 00
Salary of Deputy Sheriff, Hanalei	1,560 00
Salary of Deputy Sheriff, Koloa	1,560 00
Salary of Deputy Sheriff, Waimea	2,400 00
Pay of Police, Kauai	15,000 00
Salary of Deputy Sheriff, Koolaupoko	1,200 00

Salary of Deputy Sheriff, Koolauloa	1,200 00
Salary of Deputy Sheriff, Waialua	1,200 00
Salary of Deputy Sheriff, Waianae	1,200 00
Salary of Deputy Sheriff, Ewa	1,440 00
Pay of Police, Oahu	135,000 00
Salary of Two Clerks, Receiving Station	2,880 00
Salary of Supreme Court Officer	2,160 00
Salary of Hack Inspector	2,400 00
Salary of Physicians, Receiving Station & Prison	2,400 00
Pay of Jailors, Guards and Lunas of Prisoners..	55,000 00
Salary of Clerk, Translator and Copyist.....	2,400 00
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	\$ 380,420 00
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BUREAU OF PUBLIC INSTRUCTION.

Salary of Inspector General of Schools, including Travelling Expenses	6,500 00
Salary of Deputy Inspector and School Agent, Honolulu	3,600 00
Salary of Clerk and Secretary.....	3,600 00
Messenger and Book Clerk	1,800 00
Support of English, Hawaiian, and Common Schools Pay Roll	372,000 00
Additional Support of English, Hawaiian and Common Schools for the year 1897	12,000 00
(These appropriations are made on condition that all receipts of the Board are paid into the Treasury as Government Realizations.)	
Salaries of School Agents	4,500 00
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	\$ 404,000 00
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COMMISSION OF PUBLIC LANDS.

Salary of Land Agent	\$ 6,000 00
Salary of Secretary & Sub-Agent, 5th Land Dist.	4,200 00
Additional Salary of Secretary and Sub-Agent, 5th Land District, for January, February, March and April, 1896	100 00
Salary of Clerk	2,400 00
Pay of Sub-Agents	4,420 00
(One not to exceed \$1,500; and 4 not to exceed \$730 each, at the discretion of the Land Commission.)	
Pay of Rangers	4,320 00
(Six (6) not to exceed \$720 each at the discretion of the Land Commission.)	
(Drafts for payments under last six items to be drawn by the Minister of the Interior.)	
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	\$ 21,440 00

INTERIOR DEPARTMENT.

Salary of Minister	\$ 9,000 00
Salary of Chief Clerk	5,400 00
Salary of First Assistant Clerk	4,200 00
Salary of Second Assistant Clerk	3,000 00
Additional Salary of Second Assistant Clerk for January, February, March and April, 1896..	100 00
Salary of Third Assistant Clerk	2,640 00
Salary of Fourth Assistant Clerk and Copyist ..	1,920 00
Two Messengers	1,920 00
Salary of Clerk of Land Records and Copying Patents	1,800 00
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	\$ 29,980 00

BUREAU OF SURVEY.

Salary of Surveyor General	\$ 6,000 00
Salary of Assistant in charge of Office	4,800 00
Salary of Engineer on City and General Work ..	4,800 00
Salary of 1st Assistant on City & General Work.	3,600 00
Salary of 2d Assistant on City & General Work.	1,800 00
Salary of 3rd Assistant on City & General Work	1,200 00
Salary of Messenger	960 00
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	\$ 23,160 00
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REGISTRY OF CONVEYANCES.

Salary of Registrar	\$ 5,000 00
Salary of Deputy Registrar and Copyist	3,000 00
Additional Salary of Deputy Registrar and Copy- ist for January, February, March and April, 1896 ..	100 00
Salary of four Copyists, one each at \$70, \$60, and Two at \$50 each per month	5,520 00
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	\$ 13,620 00
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BUREAU OF IMMIGRATION.

Salary of Japanese Inspector and Interpreter ..\$	4,800 00
Salary of Inspector and Secretary Bureau of Im- migration .	3,000 00
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	\$ 7,800 00
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BUREAU OF WATER WORKS.

Salary of Superintendent of Honolulu Water Works, and Clerk of Market	\$ 5,000 00
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Salary of Clerk	3,600 00
Salary of Assistant Clerk	960 00
Pay of Reservoir Keepers	2,640 00
Pay of Plumber and Assistant	2,640 00
Pay of Tap Inspector	2,184 00
Pay of Shipping Tenders	960 00
Market's Pay Roll	720 00
Pay of Assistant Market Keeper	600 00
Salary of Superintendent of Hilo Water Works.	1,200 00
Salary of Superintendent of Koloa Water Works	50 00
Salary of Engineer	3,000 00
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	\$ 23,554 00

BUREAU OF PUBLIC WORKS.

Salary of Superintendent	\$ 6,000 00
Salary of Road Engineer	4,800 00
Salary of Book-Keeper	3,000 00
Salary of Draughtsman	2,400 00
Salary of Harbor Master	6,000 00
Pay of Keeper of Wharf and Buoys, Lahaina ...	240 00
Salary of Road Supervisor, Honolulu	4,200 00
Additional Salary of Road Supervisor, Honolulu, for January, February, March and April, 1896 ..	100 00
Roads and Bridges, Honolulu, Pay Roll	26,664 00
Steam Tug, Pay Roll	12,600 00
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	\$ 66,004 00

BOARD OF HEALTH.

Salary of Secretary	\$ 3,600 00
Pay of Government Physicians	36,000 00
General Expenses, Pay Roll	18,600 00

Non-Leptous Children Pay Roll	912 00
Femoving Garbage, Pay Roll	10,800 00
Quarantine Pay Roll	1,200 00
Maintenance of Hospitals, Pay Roll	7,200 00
Act to Mitigate, Pay Roll	2,400 00
Segregation of Lepers, Pay Roll	38,400 00
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	\$ 119,112 00
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INSANE ASYLUM.

Salary of Superintendent	3,600 00
Pay of Assistants	21,984 00
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	\$ 25,584 00
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FOREST AND NURSERIES.

Pay of Commissioner	\$ 4,200 00
Pay of Professor Koebele	5,000 00
Pay of Gardener, Nursery	2,040 00
Pay of Forester, Makiki	1,800 00
Pay of Laborers, Makiki	1,800 00
Pay of Laborers, Nursery	1,080 00
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	\$ 15,920 00
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PUBLIC GROUNDS.

Pay Roll, Government Buildings	\$ 4,224 00
Pay Roll, Thomas and Emma Squares	2,040 00
Pay Roll, Mausoleum and Grounds	780 00
Pay Roll, Janitor and Keeper Executive Grounds	2,400 00
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	\$ 9,444 00
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MISCELLANEOUS.

Honolulu Fire Department, Regular Pay Roll..\$	41,400 00
(Expenditures under this appropriation are made subject to the approval of the Minister of the Interior.)	
Electric Light, Regular Pay Roll	12,000 00
One Inspector at \$125 per month, and that he devote the whole of his time to the care of the Government Electric Light Plant.	
Two dynamo men, 1 at \$80, and 1 at \$65—\$145 per month.	
One lineman at \$65 per month.	
One station keeper at \$55 per month.	
Two trimmers at \$55 each per month.	
Additional Pay Roll, Superintendent, for January, February, March and April, 1896	200 00
Electoral Registrar	1,200 00
Pay of Veterinary Surgeon	1,200 00
Pay of Keeper Powder Magazine.....	1,200 00
Pay of Steward, Hilo Fire Department.....	240 00
Pay of Lighthouse Keepers	6,720 00
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	\$ 64,160 00
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RECAPITULATION.

Salary of President	\$ 24,000 00
Permanent Settlements	10,120 00
Judiciary	147,700 00
Department of Foreign Affairs	224,060 50
Department of Finance	97,400 00
Postal Bureau	111,660 00
Bureau of Customs	120,840 00

Attorney-General's Department	380,420 00
Bureau of Public Instruction	404,000 00
Commission of Public Lands	21,440 00
Interior Department	29,980 00
Bureau of Survey	23,160 00
Registry of Conveyance	13,620 00
Bureau of Immigration	7,800 00
Bureau of Water Works	23,554 00
Bureau of Public Works	66,004 00
Board of Health	119,112 00
Insane Asylum	25,584 00
Forests and Nurseries	15,920 00
Public Grounds	9,444 00
Miscellaneous	64,160 00
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	\$1,939,978 50
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SECTION 2. It shall be lawful for the Minister of Finance to continue to make payments in accordance with the appropriations authorized by this Act, until the Thirty-first day of March, A. D. 1898, and thereafter at the same rate until new appropriations are made.

SECTION 3. The Minister of Finance shall not cause or allow to be paid from the Treasury any money for the objects named in this Act, except as herein provided, and the unauthorized expenditure of any money from the Treasury, to be thereafter accounted for to the Legislature by Indemnity Bill, is hereby expressly prohibited.

SECTION 4. No person holding more than one office for which salaries are provided, shall be authorized to draw more than the salary of the highest grade of office held by him, if the salary of any office held by him shall amount to Eighteen Hundred Dollars or more per annum, and shall be entitled to no other or further compensation.

SECTION 5. The Minister of Finance shall not pay or allow to be paid from the Treasury any sum on account of any item of this Act in excess of the due proportion of the amount appropriated for such item for the time elapsed. Provided, however, that the Executive Council may authorize the Minister of Finance to pay, on the requisition of the head of any Department, moneys in excess of such proportion.

SECTION 6. This Act shall take effect and become law from the date of its publication.

Approved this 30th day of April, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 20.

AN ACT TO AMEND SECTION 12 OF CHAPTER 35 OF THE LAWS OF 1888, BEING AN ACT ENTITLED "AN ACT TO AMEND AND CONSOLIDATE THE LAW RELATING TO POUNDS, ESTRAYS, BRANDS AND MARKS," APPROVED AUGUST 11TH, A. D. 1888.

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. Section 12 of Chapter XXXV. of the Laws of 1888, entitled "An Act to Amend and Consolidate the law relating to Pounds, Estrays, Brands and Marks," approved August 11, 1888, is hereby amended so as to read as follows:

"Section 12. All owners of swine or goats shall keep such animals confined. In case swine or goats shall trespass upon any land, the owner, if known, shall be notified by the owner or occupier of the land trespassed upon, and if he shall not remove the swine or goats (as the case may be), within twenty-

four hours, or if any swine or goats belonging to such owner shall again trespass upon the land of such land-owner or occupier, such swine or goats, (as the case may be), as well as all swine or goats trespassing, the owner of which is unknown, may be killed, and the land-owner or occupier shall not be liable for damages for such killing."

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 4th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 21.

AN ACT TO AMEND CHAPTER CVI OF THE SESSION LAWS OF 1892,
ENTITLED "AN ACT RELATING TO DUTIES ON LEGACIES,
BEQUESTS AND INHERITANCES."

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Section 1 of Chapter CVI. of the Session Laws of 1892, entitled "An Act relating to duties on legacies, bequests and inheritances," is hereby amended so as to read as follows:

- "Section 1. All property which shall pass by will, or by the intestate law of this Republic, from any person who may die seized or possessed of the same while a resident of this Republic, or if such decedent was not a resident of this Republic, at the time of death, which property or any part thereof, shall be within this Republic, or any interest therein or income therefrom which shall be transferred by deed, grant, sale or gift made or intended to take effect in possession or

enjoyment after the death of the grantor or bargainor, to any person or persons, or to any body public or corporate, in trust or otherwise, or by reason whereof any person or body public or corporate shall become beneficially entitled in possession or expectancy to any property, or to the income thereof, other than to or for the use of his or her father, mother, husband, wife, child or adopted child, adopted as such in conformity with the laws of this Republic, or grandchild, or incorporated or private schools now exempted by law from taxation, by reason whereof any such person or school shall become beneficially entitled, in possession or expectancy, to any such property, or to the income thereof, shall be and is subject to a tax of five dollars on every hundred dollars of the clear market value of such property, and at and after the same rate for any less amount, to be paid to the Minister of Finance for the use of the Government, and all administrators, executors and trustees, shall be liable for any and all such taxes until the same shall have been paid as hereinafter directed, provided that an estate which may be valued at a less sum than five hundred dollars, shall not be subject to such duty or tax."

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 4th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii. •

ACT 22

AN ACT TO APPROPRIATE ADDITIONAL MONEY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE LEGISLATURE OF THE YEAR 1896, FROM THE PUBLIC TREASURY.

Be it enacted by the Legislature of the Republic of Hawaii.

SECTION 1. There shall be and there hereby is appropriated the sum of Ten Thousand (\$10,000) Dollars from the Public Treasury, for the purpose of defraying the expenses of the Session of the Legislature of the year 1896.

SECTION 2. This Act shall take effect from and after the date of its publication.

Approved this 4th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 23.

AN ACT TO INCREASE THE WIDTH OF CERTAIN STREETS IN THE DISTRICT OF HONOLULU.

Be it enacted by the Legislature of the Republic of Hawaii:

Section 1. The streets in the District of Honolulu, on the Island of Oahu, now known as Beretania, Union, Richards, Miller, School, Hotel, Fort, Punchbowl, King, Bethel, Judd and Nuuanu Streets, shall be widened as hereinafter set forth at such times as the Executive Council shall decide, according to the respective surveys for such widening thereof set forth in Section 5 of this Act, anything in the Act entitled "An Act

to provide for the opening, improving and closing of highways," approved December 19, 1892, to the contrary notwithstanding.

And whenever the Executive Council shall deem it desirable for the public convenience so to increase the width of the said streets or any of them as aforesaid, it may cause the same to be done after requiring the damages and betterments which such increase of width will cause in private real estate affected thereby, to be appraised and settled according to the provisions of the said Act, except as otherwise provided in Section 2.

SECTION 2. If, after the publication of this Act, any person or corporation shall make or construct any buildings or improvements of any kind within the lines of street widening as hereinafter set forth, such person or corporation and their respective representatives shall be without remedy at law or in equity for any injury, loss or damage that may be caused by the removal or destruction of such buildings or improvements, when such removal or destruction is required by the widening of such streets as aforesaid.

SECTION 3. From the time of the publication of this Act until the aforesaid street widenings are carried out respectively, the Surveyor General shall keep in the office of the Government Survey, charts of such proposed street widenings, which shall be open to public inspection during office hours without fee.

SECTION 4. Upon the publication of this Act, the Surveyor General shall cause the lines of such proposed street widenings to be marked with substantial white stakes with the letters "St. W." painted thereon, which stakes shall be placed in sufficient numbers to reasonably designate such lines; and any one removing or moving such stakes without authority shall be guilty of a misdemeanor, and upon conviction thereof, shall be liable to a fine of not more than One Hundred Dollars.

SECTION 5.

BERETANIA STREET.

56.0 Feet in width. Mauka line.

Beginning at a point on the Northwest side of Punchbowl Street, 18.5 feet from the north corner of Beretania street and Punchbowl Street, which point is 1949.0 feet South and 2247.5 feet west of the Government Survey Station on Punchbowl Hill, and running by the True Meridian.

N. 59 deg. 20 min. W., 182.0 feet to the beginning of curve; thence by a curve to the right of radius 240.0 feet, the direct bearing and length of chord being.

N. 45 deg. 02 min. W., 119.6 feet to the end of the curve.

N. 30 deg. 22 min. W., 280.7 feet to the southeast line of Miller Street, 10.0 feet Northeast of the present East corner of Miller Street and Beretania Street.

N. 30 deg. 22 min. W., 29.5 feet to the Northwest line of Miller Street.

N. 29 deg. 20 min. W., 337.1 feet to an angle in the street line at the head of Richards street.

N. 31 deg. 9 min. 30 sec. W., 471.5 feet to the Southeast line of Emma street, 5.0 feet mauka of the present East corner of Emma street and Beretania street.

N. 31 deg. 9 min. 30 sec. W., 60.0 feet across Emma street to the Northwest line of the same.

N. 40 deg. 10 min. W., 568.8 feet to a point on the Northwest line of Fort street, 14.0 feet mauka of the present North corner of Fort street and Beretania street.

N. 40 deg. 22 min. W., 440.5 feet to a point on the Northwest line of Nuuanu Street, 15.0 feet mauka of the present North corner of Nuuanu street and Beretania street.

N. 40 deg. 22 min. W., 572.5 feet to the intersection of this new line with the old line of Beretania street, near Smith's Bridge.

BERETANIA STREET.

Makai line.

Beginning at an angle in the present makai line of Beretania street, 283.3 feet Southeast of the South corner of Beretania street and Miller street, which point is 1815.2 feet South, and 2528.0 feet west of the Government Survey Station on Punchbowl Hill, and running by the True Meridian.

N. 30 deg. 22 min. W., 283.3 feet to the South corner of Miller street and Beretania street.

N. 29 deg. 20 min. W., 56.0 feet to the Northwest line of Miller street.

N. 29 deg. 20 min. W., 322.4 feet to the Southeast line of Richards street.

N. 31 deg. 9 min. 30 sec. W., 436.0 feet to the Southeast line of Alakea street.

N. 31 deg. 20 min. W., 93.0 feet, crossing the head of Alakea street and Union street to the North line of Union street.

N. 40 deg. 10 min. W., 540.0 feet to the Southeast line of Fort street.

N. 40 deg. 22 min. W., 466.2 feet to the Northwest line of Nuuanu street.

N. 40 deg. 22 min. W., 498.5 feet to the Southeast line of Maunakea street.

UNION STREET.

35.0 Feet in width. North side.

Beginning at a point on the new makai line of Beretania street, N. 40 deg. 25 min. W., true 96.5 feet from the present South corner of Beretania street and Alakea street, and running by the True Meridian.

S. 88 deg. 18 min. 30 sec. W., 498.8 feet, more or less, to the beginning of a curve; thence by a curve to the left, radius 187.0 feet, the direct bearing and length of chord being,

S. 74 deg. 09 min. W., 92.0 feet, to the end of the curve, at the extreme east corner of the Rooke premises (Queen Emma Estate) on the present North line of Union street.

UNION STREET.

South side.

Beginning at a point on the new makai line of Beretania street N. 46 deg. 15 min. W., true 56.0 feet from the present South corner of Beretania street and Alakea street, and running by the True Meridian.

S. 88 deg. 18 min. 30 sec. W., 520.1 feet, more or less, to the beginning of a curve; thence by a curve to the left, radius 100.0 feet, the direct bearing and length of chord being.

S. 72 deg. 09 min. W., 56.0 feet to a point on the present South line of Union street.

RICHARDS STREET WIDENING.

Beretania to Halekauwila. 60.0 Feet in Width.

Northwest line.

Beginning at a point on the makai side of Beretania street, 24.3 feet Northwest of the present West corner of Beretania street and Richards street, and 60.0 feet at right angles from the Southeast line of Richards street, as defined by a line passing through the extreme ends of the stone wall on the Northwest side of the grounds of the Executive Building, and running by the True Meridian.

S. 54 deg. 34 min. W., 434.0 feet, more or less, to a point on the mauka side of Hotel street, 24.7 feet Northwest of the present North corner of Hotel street and Richards street.

S. 54 deg. 34 min. W., across Hotel street to a point on the makai side of said street, 24.3 feet Northwest of the present West corner of Hotel street and Richards street.

- S. 54 deg. 34 min. W., 663.0 feet, more or less, to a point on the mauka side of King street, 23.8 feet Northwest of the present North corner of King street and Richards street.
- S. 54 deg. 34 min. W., across King street to a point on the makai side of said street, 22.9 feet Northwest of the present West corner of King street and Richards street.
- S. 54 deg. 34 min. W., 79.8 feet to a point on the mauka side of Merchant street, 24.5 feet Northwest of the present North corner of Merchant street and Richards street.
- S. 54 deg. 34 min. W., across Merchant street to a point on the makai side of said street, 23.0 feet from the present West corner of Merchant street and Richards street.
- S. 54 deg. 34 min. W., 316.0 feet, more or less, to a point on the mauka side of Queen street, 23.2 feet Northwest of the present North corner of Queen street and Richards street.
- S. 54 deg. 34 min. W., across Queen street to a point on the makai side of said street, 22.5 feet Northwest of the present West corner of Queen street and Richards street.
- S. 54 deg. 34 min. W., 389.0 feet, more or less, to the North corner of Halekauwila street and Richards street, at the South corner of the "Sailors' Home Lot."

The above described Northwest line of Richards street is 60.0 feet from and parallel to the Southeast line of said street, as defined by a line passing through the extreme ends of the stone wall on the Northwest side of the Executive Building grounds.

MILLER STREET.

56.0 Feet in width. Northwest line.

Beginning at a point on the Northeast side of Beretania street which point is 1499.5 feet South and 2658.0 feet west of the Government Survey Station on Punchbowl Hill, and 9.0 feet Northwest of the present North corner of Beretania street and Miller street, and running by the True Meridian.

N. 68 deg. 35 min. E., 275.5 feet to an angle in the street line, directly opposite the North corner of the new Methodist Church lot.

N. 60 deg. 26 min. E., 551.1 feet to a point on the West side of Punchbowl street, which point is to be the Northwest corner of Punchbowl, Miller and Vineyard streets.

MILLER STREET.

Southeast line.

Beginning at a point on the Northeast side of Beretania street which point is 19.0 feet Southeast of the present East corner of Beretania street and Miller street, and running by the True Meridian.

N. 68 deg. 35 min. E., 272.0 feet to an angle in the street line, at the North corner of the new Methodist Church lot.

N. 60 deg. 26 min. E., 443.0 feet to a point near the junction of Miller street and Punchbowl street; thence by a curve to the right of radius 20.0 feet, the direct bearing and length of chord being,

S. 51 deg. 00 min. E., 37.3 feet to the end of the curve on the new West line of Punchbowl street.

SCHOOL STREET WIDENING.

50.0 Feet in width. Makai side.

Beginning at a point on the Northwest line of Emma street, 10.0 feet Southwest of the present West corner of School street and Emma street, and running by the True Meridian.

N. 38 deg. 57 min. W., 713.3 feet to a point on the Northwest side of Fort street, 5.0 feet Southwest of the present West corner of Fort street and School street.

N. 38 deg. 57 min. W., 866.3 feet to a point on the Southeast line of Nuuanu street, 7.0 feet Southwest of the present South corner of Nuuanu street and School street.

N. 37 deg. 32 min. 45 sec. W., 2321.7 feet to a point on the Southeast side of Liliha street, 50.0 feet Southwest of the present East corner of School street and Liliha street.

SCHOOL STREET.

50.0 Feet in width. Mauka side.

Beginning at a point on the West side of Punchbowl street, 50.0 feet at right angles, from the above described makai line, and 12.0 feet South of the present North corner of School street and Punchbowl street, and running by the True Meridian.

N. 38 deg. 57 min. W., 707.5 feet to the new North corner of School street and Fort street extension.

N. 38 deg. 57 min. W., 867.0 feet to a point on the Southeast line of Nuuanu street, 50.0 feet at right angles from the above described makai line.

N. 37 deg. 32 min. 45 sec. W., 2313.7 feet to the present East corner of Liliha street and School street.

HOTEL STREET.

Fort street to Punchbowl. 50.0 feet in width.

Mauka line.

Beginning at the Southwest corner of the Mott Smith building, at the corner of Fort and Hotel streets, and running by the True Meridian.

S. 54 deg. 22 min. E., 228.0 feet, more or less, to a point on the Southeast side of Union street, which point is 50.0 feet at right angles from the present makai line of Hotel street.

S. 55 deg. 04 min. E., 247.0 feet, more or less, to a point on the Southeast side of Adams lane, which point is 50.0 feet at right angles from the present makai line of Hotel street.

S. 58 deg. 35 min. E., 138.5 feet to the South corner of the Honolulu Library and Reading Room Building, at the North corner of Alakea street and Hotel street.

S. 53 deg. 35 min. E., 420.7 feet, more or less, to the Northwest line of Richards street, by a line which just touches the extreme South corner of the new Masonic Building.

Beginning again at a point on the Southeast side of Richards street, 50.0 feet Northeast of the North corner of the Executive Building grounds, and running by the True Meridian.

S. 37 deg. 33 min. E., 955.0 feet, more or less, to the Northwest line of Punchbowl street, by a line which is 50.0 feet from and parallel with the mauka wall of the Executive Building grounds.

HOTEL STREET.

Makai line.

Beginning at the South corner of Hotel street and Bethel street which point is S. 33 deg. 38 min. E., True, 42.0 feet from the East corner of the new Mutch building, and running by the True Meridian.

S. 33 deg. 38 min. E., 239.0 feet, more or less, to the Northwest line of Fort street.

Beginning again at the new South corner of Alakea street and Hotel street, which point is 50.0 feet from a line connecting the South corner of the Honolulu Library and Reading Room Building, with the South corner of the new Masonic Building, and running by the True Meridian.

S. 53 deg. 35 min. E., 322.0 feet, more or less, to the intersection of this line with the extension of the line of the mauka wall of the Executive Building grounds.

S. 37 deg. 33 min. E., 35.0 feet, more or less, to the Northwest line of Richards street, directly opposite the North corner of the Executive Building grounds, and in line with the mauka wall of said grounds.

FORT STREET.

Hotel to King. 50.0 Feet in width. Ewa side.

Beginning at the East corner of the Campbell Block, at the West corner of Fort street and Hotel street, and running by the True Meridian.

S. 50 deg. 39 min. W., 206.1 feet in line with the present front of the Campbell Block, to the mauka wall of the building now occupied by B. F. Ehlers & Co.

S. 52 deg. 56 min. W., 152.1 feet to the Southwest corner of the wooden building on the North corner of King street and Fort street.

Waikiki side.

Beginning at the North corner of the Brewer Block, on the South corner of Hotel street and Fort street, and running by the True Meridian.

S. 50 deg. 27 min. W., 194.3 feet in line with the present front of the Brewer Block, to the mauka wall of the Waterhouse building.

S. 52 deg. 23 min. W., 161.4 feet to the mauka line of King street at a point, 5.0 feet Southeast of the present East corner of King street and Fort street.

FORT STREET.

Hotel to Beretania. Ewa side.

Beginning at the East corner of the Campbell Block, at the West corner of Hotel street and Fort street, and running by the True Meridian.

N. 51 deg. 15 min. E., 833.0 feet, more or less, to a point on the mauka side of Beretania street, which point is 16.5 feet Northwest of the present North corner of Beretania street and Fort street.

Waikiki side.

Beginning at a point on the makai side of Hotel street, 1.4 feet Southeast of the present South corner of Hotel street and Fort street, and running by the True Meridian.

N. 51 deg. 15 min. E., 806.0 feet, more or less, to a point on the makai line of Beretania street, which is 11.0 feet Southeast of the present South corner of Fort street and Beretania street.

FORT STREET.

Beretania to School. Ewa side.

Beginning at a point on the mauka side of Beretania street, 16.5 feet Northwest of the present North corner of Beretania street and Fort street, and running by the True Meridian.

N. 61 deg. 14 min. E., 598.0 feet, more or less, to the North corner of Fort street and Kukui street.

N. 58 deg. 36 min. E., 271.0 feet, more or less, along the present street line to an angle in the same.

N. 52 deg. 14 min. E., 1236.0 feet, more or less, to a point on the makai side of School street, 8.0 feet Northwest of the present West corner of School street and Fort street.

Waikiki side.

Beginning at a large iron stake, marking the west corner of the Fire Department lot, at the East corner of Beretania street and Fort street, and running by the True Meridian.

N. 61 deg. 14 min. E., 585.0 feet, more or less, to an angle in the street line, 50.0 feet from and opposite the present North corner of Kukui street and Fort street.

N. 58 deg. 36 min. E., 276.0 feet, more or less, to an angle in the street line.

N. 52 deg. 14 min. E., 1242.0 feet, more or less, to the present South corner of School street and Fort street.

PUNCHBOWL STREET.

50.0 Feet in width. Northwest side.

Beginning at a point on the mauka boundary of the "Waikahalulu Water lots," N. 9 deg. 00 min. E., true, 11.0 feet from the end of stone wall at the foot of Punchbowl street on said boundary, and running by the True Meridian.

N. 77 deg. 52 min. E., 673.0 feet, more or less, to a point on the makai side of Queen street, 42.5 feet Northwest of the present South corner of Punchbowl street and Queen street.

Beginning again at a point on the mauka side of Queen street 51.0 feet Northwest of the present East corner of Punchbowl street and Queen street, and running

N. 61 deg. 37 min. 30 sec. E., 571.0 feet, more or less, to a point on the makai side of King street by a line parallel to, and 50.0 feet from the Southeast line of this street, as defined by the fence and concrete wall along the Kawaiabao Cemetery and Church Yard.

Beginning again at a point on the mauka side of King street 8.5 feet west of the present North corner of Punchbowl street and King street, and running

N. 51 deg. 4 min. 40 sec. E., 917.0 feet, more or less, to a point on the makai side of Beretania street, 7.5 feet Northwest of the present West corner of Beretania street and Punchbowl street.

Beginning again at a point on the mauka side of Beretania street 12.5 feet Northwest of the present North corner of Beretania street and Punchbowl street, and running

- N. 37 deg. 19 min. E., 204.2 feet to an angle in the street line, 11.0 feet Northwest of the present angle, on the boundary between the Wolters and Patterson premises.
- N. 24 deg. 20 min. E., 82.5 feet to an angle in the street line 9.5 feet northwest of the present angle, on the mauka boundary of the Patterson premises.
- N. 17 deg. 43 min. E., 488.0 feet, more or less, to the end of the curve described in the survey for the widening of Miller street.

Beginning again at the North corner of Punchbowl, Miller and Vineyard streets, and running

- N. 17 deg. 37 min. E., 632.7 feet to an angle in the street line, on the present line of street.
- N. 57 deg. 29 min. E., 381.3 feet to an angle in the street line.
- N. 20 deg. 04 min. E., 156.0 feet to an angle in the street line.
- N. 7 deg. 15 min. 30 sec. E., 478.8 feet to a point on the Northwest line of Emma street 10.0 feet Southwest of the present West corner of School street and Emma street.

The Southeast line of Punchbowl street is to be parallel with and 50.0 feet from the Northwest line, except on the last two courses, where it is to be 60.0 feet from Northwest line, as above described.

KING STREET WIDENING.

Palama Division. 56.0 Feet in width. Makai line.

Beginning at the Southeast corner of the Oahu Railway and Land Company's property, on the North side of Nuuanu stream, and running by the True Meridian.

- N. 1 deg. 11 min. 30 sec. E., 828.0 feet, more or less, along the line of the Railway Co's property to the beginning of a curve, thence by a curve to the left, radius 290.0 feet, the direct bearing and length of chord being

- N. 3 deg. 39 min. W., 47.0 feet to the end of the curve on the Northern boundary of the Railway property, which point is 56.0 feet at right angles, from the front of the Rawlins building on the mauka side of street.
- N. 8 deg. 35 min. W., 204.3 feet to the beginning of a curve, by a line parallel to, and 56.0 feet from the present mauka line of street; thence by a curve to the left, radius 365.0 feet, the direct bearing and length of chord being
- N. 13 deg. 25 min. W., 45.0 feet, to the end of the curve, which point is 56.0 feet, at right angles, from the present mauka line of street.
- N. 15 deg. 56 min. W., 388.0 feet, to the beginning of a curve at the foot of Liliha street, said point being 56.0 feet, at right angles, from a line connecting the North and East corners of King street and Liliha street; thence by a curve to the left, radius 350.0 feet, the direct bearing and length of chord being
- N. 17 deg. 39 min. W., 34.6 feet to the end of the curve.
- N. 21 deg. 39 min. W., 276.5 feet to the beginning of a curve, at a point 56.0 feet, at right angles, from the present mauka line of street; thence by a curve to the left, radius 288.0 feet, the direct bearing and length of chord being
- N. 30 deg. 45 min. W., 92.0 feet to the end of the curve.
- N. 39 deg. 56 min. W., 236.0 feet to an angle in the street line, 140.0 feet Southeast of the West corner of Robello Lane and King street, and 11.0 feet makai of the present angle in street line.
- N. 35 deg. 34 min. W., 140.0 feet to a point on the northwest line of Robello Lane, 8.0 feet makai of the present west corner of King street and Robello Lane.
- N. 31 deg. 38 min. 30 sec. W. 318.4 feet to the southeast line of the next lane leading makai, at a point 7.0 feet makai of the present south corner of King street and said lane.

- N. 34 deg. 20 min. W., 764.0 feet, more or less, to an angle in the street line on the northwest side of a lane leading makai, which angle is 56.0 feet at right angles, from the present mauka line of street.
- N. 29 deg. 35 min. W., 186.3 feet, to an angle in the street line by a line parallel to, and 56.0 feet from the present mauka line of street.
- N. 23 deg. 52 min. W., 175.5 feet to the beginning of a curve; thence by a curve to the right, radius 345.0 feet, the direct bearing and length of chord being
- N. 16 deg. 35 min. W., 98.0 feet to the end of the curve.
- N. 8 deg. 38 min. W., 220.0 feet to the beginning of a curve just south of the railway crossing; thence by a curve to the left, radius 287.0 feet, the direct bearing and length of the chord being
- N. 17 deg. 27 min. W., 83.4 feet crossing the railway to the end of the curve.
- N. 25 deg. 12 min. W., 422.8 feet, by a line parallel to, and 56.0 feet from the present mauka line of street to the beginning of a curve; thence by a curve to the left, radius 354.3 feet, the direct bearing and length of chord being
- N. 43 deg. 38 min. W., 223.2 feet to the reversing point of the curve; thence reversing to the right by a curve of the same radius, the direct bearing and length of chord being
- N. 48 deg. 18 min. W., 169.2 feet to the end of the curve.
- N. 34 deg. 22 min. W., 860.0 feet, more or less, by a line parallel to, and 56.0 feet from the present mauka line of street to the beginning of a curve; thence by a curve to the left, radius 287.0 feet, the direct bearing and length of chord being
- N. 42 deg. 25 min. W., 78.5 feet to the end of the curve, at the east corner of the "Kamehameha Girls' School" premises.
- The mauka line of the King street improvement is to be parallel to, and 56.0 feet from the above described makai line,

excepting on the last course, where it is to be widened to 60.0 feet, to connect with the section of King street, along the Kamehameha School premises.

BETHEL STREET.

50.0 feet in width. Northwest side.

Beginning at the west corner of Hotel street and Bethel street as now marked by the east corner of the new Mutch building, and running by the true meridian

S. 59 deg. 00 min. W., 318.5 feet, more or less, to the mauka line of King street, along the front line of the new Mutch building, and in extension thereof.

Southeast Side.

Beginning at the new south corner of Hotel street and Bethel street 50.0 feet, southeast of the east corner of the new Mutch building, on the west corner of said streets, and running by the true meridian.

S. 59 deg. 00 min. W., 323.0 feet, more or less, to the mauka line of King street, by a line parallel to and 50.0 feet from the Bethel street front of the new Mutch building.

JUDD STREET.

50.0 feet in width. Mauka Side.

Beginning at the present north corner of Nuuanu street and Judd street at the south corner of the "Sweet Home" premises, and running by the true meridian.

N. 40 deg. 35 min. W., 1862.0 feet, more or less, to a point on the northwest side of Liliha street, 50.0 feet northeast of the present west corner of Judd street and Liliha street.

N. 42 deg. 25 min. W., 545.0 feet, more or less, to an angle in the street line, 50.0 feet mauka of an angle in stone wall, on the present makai line of Judd street.

N. 38 deg. 20 min. W., to the foot of the pali, on the northwest side of the Nuuanu Valley.

Makai Side.

Beginning at a point on the northwest side of Nuuanu street 50.0 feet at right angles from the above described mauka line of Judd street, and running by the true meridian.

N. 40 deg. 35 min. W., 1870.0 feet, more or less, to the present west corner of Judd street and Liliha street.

N. 42 deg. 25 min. W., 546.0 feet, more or less, along the stone wall on the present makai line of Judd street, to an angle in said wall.

N. 38 deg. 20 min. W., to the foot of the pali, on the northwest side of the Nuuanu Valley.

NUUANU STREET.

50.0 feet in width. Northwest Side.

Beginning at the present north corner of Nuuanu street and Beretania street, and running by the true meridian.

N. 51 deg. 05 min. E., 147.0 feet to an angle in the street line.

N. 47 deg. 36 min. E., 111.0 feet to an angle in the street line.

N. 41 deg. 25 min. E., 854.0 feet to the middle of the bridge, over Pauoa stream, by a line which is tangent to the front of the "Queen Hotel."

Southeast Side.

Beginning at the east corner of Nuuanu street and Hotel street and running by the true meridian.

N. 58 deg. 40 min. E., 501.0 feet to the east corner of Nuuanu street and Chaplain Lane.

Beginning again at a point on the mauka side of Beretania street, 13.0 feet southeast of the present east corner of Nuuanu street and Beretania street and running

N. 51 deg. 05 min. E., 218.5 feet to a point on the mauka side of Kukui Lane, 12.0 feet southeast of the present east corner of Nuuanu street and said lane.

N. 41 deg. 25 min. E. 854.0 feet to the makai end of the parapet wall of bridge over Pauoa stream, by a line 50.0 feet at right angles from the front of the "Queen Hotel."

SECTION 6. This Act shall take effect from and after the date of its publication.

Approved this 4th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 24.

AN ACT TO REPEAL SECTION 1331 OF THE CIVIL CODE RELATING TO THE OWNERSHIP OF THE PROPERTY OF A MARRIED WOMAN UPON A DECREE OF DIVORCE FOR HER ADULTERY.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. That Section 1331 of the Civil Code be and the same is hereby repealed.

SECTION 2. This Act shall take effect from the date of its approval.

Approved this 12th day of May, A. D., 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 25.

AN ACT TO AMEND CHAPTER XVI OF THE PENAL CODE RELATING TO LARCENY.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Section 15 of Chapter XVI of the Penal Code is hereby amended so as to read as follows:

"15. Larceny is of two degrees, first and second. Larceny of property of the value of more than one hundred dollars is in the first degree, and shall be punished by imprisonment at hard labor not more than ten years.

All other larceny is in the second degree, and shall be punished by imprisonment at hard labor not more than two years, or by fine not exceeding one thousand dollars."

SECTION 2. Section 17 of Chapter XVI of the Penal Code as amended, is hereby repealed.

Approved this 12th day of May, A. D., 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 26.

AN ACT RELATING TO AFFRAYS AND REPEALING CHAPTER XXXIII OF THE PENAL CODE RELATIVE THERETO.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. An affray is the fighting of two or more persons in a public place; and includes any prize fight or other pre-

meditated contention, where no weapons are used. Whoever takes part in, encourages, or promotes an affray, or is wilfully present as a spectator at any prize fight or other premeditated contention, shall be punished by fine not exceeding five hundred dollars, or by imprisonment at hard labor not more than six months.

SECTION 2. Chapter 33 of the Penal Code is hereby repealed.
Approved this 12th day of May, A. D., 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 27.

TO AMEND SECTIONS 2 AND 3 OF AN ACT ENTITLED "AN ACT TO REEULATE THE ISSUING OF PATENTS," APPROVED AUGUST 29, 1884, AND TO ADD TWO NEW SECTIONS TO SAID ACT, AS AMENDED BY AN ACT ENTITLED "AN ACT TO AMEND AN ACT REGULATING THE ISSUING OF PATENTS," APPROVED THE 23RD DAY OF JUNE, 1888, TO BE CALLED SECTIONS 15 AND 16.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. That Section 2 of an Act entitled "An Act to regulate the issuing of Patents," approved August 29, 1884, is hereby amended by striking out the word "ten" and inserting in its place the word "fifteen," so that said Section as amended shall read as follows:

"Section 2. Every patent shall contain a short title or description of the invention or discovery, correctly indicating its nature and design, and a grant to the patentee, his heirs

or assign, for the term of fifteen years, of the exclusive right to make, use and vend the invention or discovery throughout the Hawaiian Islands, referring to the specifications for the particulars thereof. A copy of the specifications and drawings shall be annexed to the patent and be a part thereof."

SECTION 2. That Section 3 of an Act entitled "An Act to regulate the issuing of Patents," approved August 29, 1884, is hereby amended by striking out the word "ten" and inserting in its place the word "fifteen," so that said Section as amended shall read as follows:

"Section 3. Any person who has invented or discovered any new and useful art, machine, manufacture, process or composition of matter, or any new and useful improvement thereof not known or used by others in this country, and not patented (or described in any printed publication) in this or any foreign country before his invention or discovery thereof, may, upon payment of the fees required by law, and other due proceedings had, obtain a patent therefor. Provided, however, that any person who has invented or discovered any new and useful art, machine, manufacture, process or composition of matter, or any new and useful improvement thereof, and has received a patent or patents therefor from any foreign government, may also obtain a patent therefor in this country as provided above, unless the thing patented has been introduced into public use in the Hawaiian Islands for more than one year prior to the application for a patent. But every patent granted for an invention which has been previously patented in a foreign country, shall be so limited that it shall not continue longer than the time of the expiration of such foreign patent, or if there are several foreign patents, it shall not continue longer than the time of the expiration of the one with the shortest unexpired term, and in no case shall it be in force more than fifteen years."

SECTION 3. That a new section to said Act, as amended by the Act entitled "An Act to amend an Act to regulate the issuing of Patents," approved June 23rd, 1888, be added, to be called Section 15.

"Section 15. Whenever any patent is inoperative or invalid, by reason of a defective or insufficient specification, or by reason of the patentee claiming as his own invention or discovery more than he had a right to claim as new, if the error has arisen by inadvertance, accident, or mistake, and without any fraudulent or deceptive intention, the Minister of the Interior shall, on the surrender of such patent and the payment of the same fees required by law upon the issue of an original or first patent, cause a new patent for the same invention, and in accordance with the corrected specification, to be issued to the patentee, or, in the case of his death, or of an assignment of the whole or any undivided part of the original patent, then to his executors, administrators, or assigns, for the unexpired part of the term of the original patent. Such surrender shall take effect upon the issue of the amended patent. The Minister of the Interior may, in his discretion, upon demand of the applicant, and upon payment of the same or first fee required to be paid on the issuing of a patent, cause several patents to be issued for distinct and separate parts of the thing patented. The specifications and claim in every such case shall be subject to revision and restriction in the same manner as original applications are. Every patent so re-issued, together with the corrected specification, shall have the same effect and operation in law, on the trial of all actions for causes thereafter arising, as if the same had been originally filed in such corrected form; but no new matter shall be introduced into the specification, nor in case of a machine patent shall be model or drawings be amended, except each by the other, but when there is neither model nor

drawing, amendments may be made upon proof satisfactory to the Minister of the Interior, that such new matter or amendment was a part of the original invention, and was omitted from the specification by inadvertance, accident, or mistake, as aforesaid. Upon the filing of any such application for a re-issue with the Minister of the Interior, the same examination shall be had as is provided by Section 6 of the "Act to Regulate the issuing of Patents," approved August 29th, 1884."

SECTION 4. That a new section to said Act, as amended by the Act entitled "An Act to amend an Act to regulate the issuing of Patents," approved June 23rd, 1888, be added, to be called Section 16.

"Section 16. Patents may be granted and issued and re-issued to the assignee of the inventor or discoverer, but the assignment must first be filed in the office of the Minister of the Interior. And in all cases of an application by an assignee for the issue of a patent, the application shall be made, and the specification signed as provided by law by the inventor or discoverer. And in all cases of an application for a re-issue of any patent, the application must be made, and the corrected specification signed by the inventor or discoverer, if he is living."

SECTION 5. This Act shall take effect from the date of its approval.

Approved this 12th day of May, A. D., 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 28.

AN ACT RELATING TO QUARANTINE POWERS.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. It shall be unlawful for any merchant ship or other vessel from any foreign port or place to enter any port of the Hawaiian Islands, except in accordance with the provisions of this Act, and with such rules and regulations of State and Health authorities as may be made in pursuance of, or consistent with this Act; and any such vessel which shall enter or attempt to enter, a port of the Hawaiian Islands in violation thereof shall forfeit to the Republic of Hawaii a sum, to be awarded in the discretion of the Court, not exceeding Five Thousand Dollars, which shall be a lien upon said vessel, to be recovered by proceedings in the proper Court of the Republic of Hawaii.

SECTION 2. Any vessel at any foreign port clearing for any port or place in the Hawaiian Islands, shall be required to obtain from the Consul, Vice-Consul, or other Consular Officer of the Republic of Hawaii at the port of departure, or from the medical officer, where such officer has been appointed by the President for that purpose, a bill of health in duplicate in the form prescribed by the Minister of Foreign Affairs, setting forth the sanitary history and condition of said vessel, and that it has in all respects complied with the rules and regulations in such cases prescribed for securing the best sanitary condition of the said vessel, its cargo, passengers and crew; and said consular or medical officer is required, before granting such duplicate bill of health, to be satisfied that the matters and things therein stated are true; and for his services in that behalf, he shall be entitled to demand and receive such fees,

as shall by lawful regulation be allowed to be accounted for as is required in other cases.

The President, in his discretion, is authorized to appoint a medical officer to serve in the office of the Consul at any foreign port, for the purpose of furnishing information and making the inspection and giving the bills of health hereinbefore mentioned. Any vessel clearing and sailing from any such port without such bill of health, and entering any port of the Hawaiian Islands, shall forfeit to the Republic of Hawaii not more than Five Thousand Dollars, the amount to be determined by the Court, which shall be a lien on the same, to be recovered by proceedings in the proper Court of the Republic of Hawaii.

SECTION 3. The Minister of Foreign Affairs shall make such rules and regulations as are necessary to be observed by vessels at the port of departure and on the voyage, when such vessels sail from any foreign port or place to any port or place in the Hawaiian Islands, to secure the best sanitary condition of such vessel, her cargo, passengers and crew; which shall be published and communicated to and enforced by the consular and medical officers of the Republic of Hawaii.

None of the penalties herein imposed shall attach to any vessel, or owner, or officer thereof, until a copy of this Act, with the rules and regulations made in pursuance thereof, has been posted in the office of the Consul or other Consular officer of the Republic of Hawaii for ten days, in the port from which said vessel sails; and the certificate of such Consul or Consular Officer over his Official signature, shall be competent evidence of such posting in any Court of the Republic of Hawaii.

SECTION 4. The Minister of Foreign Affairs shall, from time to time, issue to the Consular Officers of the Republic of Hawaii, and to the medical officers serving at any foreign port, and otherwise make publicly known, the rules and regulations made by him, and to be used and complied with vessels in

foreign ports, for securing the best sanitary condition of such vessels, their cargoes, passengers and crew, before their departure for any port in the Hawaiian Islands and in the course of the voyage, so as to prevent the introduction of cholera, plague, small-pox, yellow fever, or other contagious or infectious diseases; and it shall not be lawful for any vessel to enter said port to discharge its cargo, or land its passengers, except upon a certificate of the Health Officer at the Quarantine station at the port of destination, certifying that said rules and regulations, as well as the regulations of the Board of Health of the Republic of Hawaii, have been observed and complied with, as well on his part as on the part of the said vessel and its master, in respect to the same and to its cargo, passengers and crew; and the master of every such vessel shall produce and deliver to the Collector of Customs at said port of entry, together with the other papers of his vessel, the said bills of health required to be obtained at the port of departure and the certificate herein required to be obtained from the Health Officer at the port of entry; and the bills of health herein prescribed shall be considered as part of the ship's papers, and when duly certified to by the proper Consular Officer or other officer of the Republic of Hawaii, over his official signature and seal, shall be accepted as evidence of the statements therein contained in any Court of the Republic of Hawaii.

SECTION 5. On the arrival of an infected vessel at any port not provided with proper facilities for treatment of the same, the Port Collector or Health Officer of the port may remand said vessel, at its own expense, to the nearest quarantine station where accommodations and appliances are provided for the necessary disinfection and treatment of the vessel, crew, passengers and cargo; and after treatment of any infected vessel at a quarantine station, and after certificate shall have been given by the Health Officer at said station that the vessel, crew, cargo and passengers are each and all free from infecti-

ous disease, or danger of conveying the same, said vessel shall be permitted to enter any port of the Hawaiian Islands named within the certificate.

SECTION 6. Whenever it shall be shown to the satisfaction of the President, that by reason of the existence of any infectious or contagious disease in any foreign country, there is serious danger of the introduction of the same into the Hawaiian Islands, and that notwithstanding the quarantine defense, this danger is so increased by the introduction of persons or property from such country, that a suspension of the right to introduce the same is demanded in the interest of the public health, the President shall have the power to prohibit, in whole or in part, the introduction of persons and property from such countries or places as he shall designate, and for such period of time as he may deem necessary.

SECTION 7. This Act shall take effect from the date of its approval.

Approved this 15th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 29.

AN ACT TO REGULATE THE PRESENCE OF CHILDREN UPON PUBLIC
STREETS AND HIGHWAYS WITHIN CERTAIN HOURS.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Any child under fifteen years of age, who, except in case of necessity, shall go or remain on any public street or highway after nine o'clock in the evening and before four

o'clock in the morning, unaccompanied by an adult person, shall be punished by a fine of not more than five dollars or by imprisonment not exceeding fourteen days.

SECTION 2. Any parent or guardian, having the care, custody and control of a child under fifteen years of age, who, except in case of necessity, shall knowingly and voluntarily suffer or permit such child to go or remain on any public street or highway, after nine o'clock in the evening and before four o'clock in the morning, unaccompanied by an adult person, shall be punished by a fine of not more than ten dollars or by imprisonment not exceeding twenty days.

SECTION 3. This Act shall take effect from and after the date of its publication.

Approved this 16th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.



ACT 30.

AN ACT AUTHORIZING THE MINISTER OF THE INTERIOR TO CONVEY TO A BOARD OF TRUSTEES, A CERTAIN PIECE OF LAND IN THE DISTRICT OF KONA, ISLAND OF OAHU, FOR USE AS A HOSPITAL GROUND AND HOME FOR THE AGED, SICK, INFIRM AND HELPLESS CHINESE.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The Minister of the Interior is hereby authorized to execute and deliver to the Board of Trustees of the United Chinese Benevolent Society, a conveyance of a piece of land, situate in the District of Kona, Island of Oahu, belonging to

the Republic of Hawaii, not to exceed in area two acres, for the consideration of One Dollar.

SECTION 2. Such conveyance shall contain the conditions, that the premises shall be used only for the uses and purposes of a Hospital and Home for the aged, sick, infirm and helpless Chinese residents in the Republic of Hawaii; that no intoxicating liquors or merchandise of any sort shall be sold on the premises; that no aid or pecuniary assistance shall be asked or demanded from the Republic of Hawaii; and that if the lot conveyed or any part of it shall at any time cease to be used for the purpose of a hospital and home for the aged, sick, infirm and helpless Chinese residents in the Republic of Hawaii, the whole of said lot and all improvements thereon shall forthwith revert to the Government.

SECTION 3. This Act shall take effect from and after its publication.

Approved this 16th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 31.

AN ACT TO AMEND CHAPTER 2, SECTION 1 OF THE SESSION LAWS OF 1886, AS AMENDED BY CHAPTER 25 OF THE SESSION LAWS OF 1890, AND SECTION 2 OF SAID ACT, ENTITLED "AN ACT TO REGULATE THE ERECTION AND REPAIRING OF BUILDINGS IN THE CITY OF HONOLULU, WITHIN CERTAIN FIRE LIMITS."

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. That Section 1 of Chapter 2 of the Session Laws of 1886, as amended by Chapter 25 of the Session Laws of

1890, be and the same is hereby further amended to read as follows:

"Section 1. That part of the city of Honolulu which is bounded as follows, to wit:

By the water front; thence along a line eighty feet westerly and parallel with the westerly line of Maunakea street to a point eighty feet makai of King street; thence westerly along a line eighty feet makai and parallel with said King street to River street; thence along River street to a point eighty feet mauka of King street; thence easterly along a line eighty feet mauka and parallel with said King street to a point eighty feet to the westerly or Ewa side of Konia (formerly Smith) street; thence along a line eighty feet westerly and parallel with said Konia street to a point eighty feet mauka of Hotel street; thence easterly along a line eighty feet mauka and parallel with said Hotel street to a point eighty feet to the westerly side of Nuuanu street; thence along a line eighty feet westerly and parallel with said Nuuanu street to a point eighty feet mauka of Beretania street; thence easterly along a line eighty feet mauka and parallel with said Beretania street to a point eighty feet easterly of the easterly line of Fort street; thence along a line eighty feet easterly and parallel with said Fort street to a point eighty feet mauka of Hotel street; thence easterly along a line eighty feet mauka and parallel with the said Hotel street to a point eighty feet easterly of the easterly line of Alakea street; thence along a line eighty feet easterly and parallel with said Alakea street to the water front, including all the land now or hereafter to be reclaimed within the said limit, shall be known as the Fire Limits of Honolulu."

SECTION 2. That Section 2 of said Chapter 2 of the Session Laws of 1886, be and is hereby amended to read as follows:

"Section 2. Every building or structure except water-closets or privies, hereafter built within the fire limits of Honolulu

shall have the external walls thereof constructed of brick, stone, concrete, iron, or other approved fire-proof material, provided, that if iron, the frame-work shall also be of iron, and that rafters and roof timbers, if covered with approved fire-proof material, may be of wood. The interior of fire-proof buildings shall be ceiled with fire-proof material or lathed and plastered, provided, however, that overhead ceiling may be made of selected tongued and grooved Northwest lumber. And further provided, that the external walls of any building adjacent to or facing the street shall not be covered with corrugated iron roofing or sheet iron or tin; all buildings and structures to be built within said fire limits shall be subject to the inspection and approval, as to location, plans, architecture, materials and construction, from design to finish, of a Commission consisting of the Minister of the Interior, the Superintendent of Public Works and the Chief Engineer of the Fire Department and no person shall erect any building or structure within said fire limits, without permission in writing from said Commission. It shall also be the duty of the Chief Engineer of the Fire Department to inspect all buildings and structures hereafter built within the fire limits of Honolulu, to see that the permits granted by the Commission are complied with according to law, and to make report to the Commission.

The provisions of this Act shall not apply to such sheds as have been or may be hereafter erected by the Hawaiian Government on the wharf frontage, for wharf accommodation."

SECTION 3. This Act shall take effect from the date of its publication.

Approved this 19th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 32.

AN ACT PROVIDING A PUNISHMENT FOR THE OFFENSE OF GROSS CHEAT, AND REPEALING SECTIONS 6, 7 AND 8 OF CHAPTER XXI OF THE PENAL CODE RELATING TO GROSS CHEATS.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Whoever is convicted of a gross cheat shall be punished by imprisonment at hard labor not more than two years, or by fine not exceeding one thousand dollars.

SECTION 2. Sections 6, 7 and 8 of Chapter 21 of the Penal Code are hereby repealed.

Approved this 19th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 33.

AN ACT DEFINING PERJURY AND SUBORNATION OF PERJURY, AND TO REPEAL CHAPTER 27 OF THE PENAL CODE RELATING THERETO.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Perjury is willfully, knowingly and falsely stating, verbally or in writing, some material fact on oath where the oath is required or authorized by law.

SECTION 2. An oath includes an affirmation within the meaning of this Act. The oath or affirmation must be duly ad-

ministered by one having legal authority to administer the same, either in person or through an interpreter.

SECTION 3. Subornation of perjury is the willfully and corruptly procuring another to commit perjury.

SECTION 4. Whoever is guilty of perjury or subornation of perjury shall be punished by imprisonment at hard labor not more than twenty years.

SECTION 5. Chapter 27 of the Penal Code is hereby repealed.

Approved this 19th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 34.

AN ACT TO AMEND SECTION 7 OF CHAPTER IX OF THE PENAL CODE, RELATING TO ASSAULTS ON PUBLIC OFFICERS.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. That Section 7 of Chapter 9 of the Penal Code be amended so as to read as follows:

“7. Whoever shall commit an assault or an assault and battery on any public officer, civil or judicial, with intent to resist, prevent, hinder or obstruct him in the discharge or execution of his duty as such shall be punished by a fine not exceeding one thousand dollars or by imprisonment at hard labor not more than two years.”

Approved this 19th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 35.

AN ACT DEFINING AND PROVIDING A PUNISHMENT FOR MALICIOUS INJURIES, AND REPEALING SECTIONS 1 TO 8 OF CHAPTER XXIII OF THE PENAL CODE, RELATING TO MALICIOUS INJURIES AND MISCHIEFS.

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. Whoever negligently or maliciously destroys or injures any real or personal property of another, or injures or disturbs another in any of his rights or privileges of person or property shall be deemed guilty of malicious injury and shall be punished by imprisonment at hard labor not more than two years, or by fine not exceeding one thousand dollars.

SECTION 2. An act done in the fair exercise, assertion or vindication in good faith of a supposed legal right, shall not be punishable as malicious injury; but the question of good faith is for the magistrate or jury to determine.

SECTION 3. Sections 1, 2, 3, 4, 5, 6, 7 and 8 of Chapter XXIII of the Penal Code are hereby repealed.

Approved this 19th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 36.

AN ACT TO AMEND CHAPTER XXXVII OF THE PENAL CODE
RELATING TO VAGRANTS AND DISORDERLY PERSONS, AND
REPEALING CHAPTER III OF THE SESSION LAWS OF 1876,
AND CHAPTER XL OF THE SESSION LAWS OF 1886 RELATIVE
THERETO.

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. Section 1 of Chapter XXXVII of the Penal Code is hereby amended so as to read as follows:

“Section 1. Any common prostitute, or any person who is lewd, wanton or lascivious in speech or behavior, or any person who has no visible lawful means or insufficient lawful means of support, or who wanders abroad or places himself in any public place to beg alms, or causes any child so to do; or who solicits or collects alms or contributions under any false pretense; or who practices hoopiopio, hooounauna, hoo-manamana, anaana or pretends to have the power of praying persons to death; or who pretends to tell fortunes for money or other reward; or who has in his possession without lawful excuse (the proof of which excuse shall be upon such person), any false or skeleton key or any implement of house-breaking; or who is found by night dressed or disguised with a felonious intent; or who is found by night without lawful excuse (the proof of which excuse shall be upon such person), in or upon any dwelling-house or other buildings or any enclosed yard, or on board any vessel, or who is a dangerous or disorderly person by reason of his being a rioter, disturber of the peace going offensively armed, uttering menaces or threatening speeches, or otherwise shall be punished by imprisonment at hard labor not more than six months.”

SECTION 2. Sections 2, 3 and 4 of Chapter XXXVII of the Penal Code, Chapter III, of the Session Laws of 1876, and Chapter XL of the Session Laws of 1886, are hereby repealed.

Approved this 19th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 37.

AN ACT TO AMEND SECTION 8 OF CHAPTER IX OF THE PENAL CODE RELATING TO ASSAULTS WITH CERTAIN WEAPONS.

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. That Section 8 of Chapter IX of the Penal Code be amended so as to read as follows:

"8. Whoever shall commit an assault or an assault and battery on another with a knife, sword-cane, or any other weapon obviously and imminently dangerous to life, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment at hard labor not more than two years."

Approved this 19th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 38.

AN ACT DEFINING BURGLARY AND TO REPEAL CHATTER 14 OF THE PENAL CODE RELATING TO BURGLARY.

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. Whoever by night or day breaks and enters the dwelling-house, room, building, store, mill, warehouse, out-

house or vessel of another, with intent to commit a felony therein, is guilty of burglary.

SECTION 2. Breaking is actual or constructive.

Actual breaking includes opening a door or window that is closed; constructive breaking is where entry is obtained by violence or threats of violence to the inmates or their property, or by fraud or by the aid of an accomplice.

SECTION 3. It is essential to burglary that there should be an entry which may be made by introducing the hand, foot, finger, or any part of the body into the house or any apartment thereof entered; or by discharging or throwing any missile, or introducing any instrument or any part thereof into the same; provided, that the missile or instrument be used as a means of committing or attempting to commit a felony, and not merely as a means of breaking.

SECTION 4. Burglary is of two degrees, first and second.

Burglary committed in the night time, or committed by one armed with a deadly weapon, or committed when any person having a right to be there is within the place burglarized, is burglary in the first degree; all other burglary is in the second degree.

SECTION 5. Whoever is convicted of burglary in the first degree shall be punished by imprisonment at hard labor for life or any number of years. Whoever is convicted of burglary in the second degree shall be punished by imprisonment at hard labor not more than twenty years.

SECTION 6. Chapter 14 of the Penal Code is hereby repealed.

Approved this 25th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 39.

AN ACT AMENDING CHAPTER XLIII OF THE SESSION LAWS OF 1890, ENTITLED "AN ACT TO AMEND CHAPTER XXXI OF THE CIVIL CODE IN REGARD TO CORPORATIONS."

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Chapter XLIII of the Session Laws of 1890 is hereby amended by inserting in the first section after the word "Manufacturing," in the third line thereof, the words "or buying, selling, leasing or otherwise dealing in real estate and buildings and other structures, whether used or intended to be used as shops, stores, warehouses, offices, boarding and lodging houses, hotels or otherwise"; so that said section, as hereby amended, will read as follows:

"Section 1. Joint stock companies, for the purpose of carrying on any business or undertaking, either mercantile, agricultural or manufacturing, or buying, selling, leasing or otherwise dealing in real estate and buildings and other structures, whether used or intended to be used as shops, stores, warehouses, offices, boarding and lodging houses, hotels, or otherwise, for which individuals may lawfully associate themselves (excepting banking and professional business) shall be incorporated in the following manner and in no other."

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 25th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 40.

AN ACT RELATING TO THE CRIMINAL JURISDICTION OF DISTRICT MAGISTRATES, AND REPEALING SECTION 1 OF CHAPTER LII OF THE PENAL CODE RELATIVE THERETO ; ALSO, CHAPTER VII OF THE SESSION LAWS OF 1870, ENTITLED "AN ACT TO ENLARGE THE JURISDICTION OF THE POLICE COURTS IN CERTAIN CASES OF AGGRAVATED ASSAULT ;" CHAPTER X OF THE SESSION LAWS OF 1880, ENTITLED "AN ACT TO INCREASE THE JURISDICTION OF DISTRICT JUSTICES IN CASES OF SERIOUS ASSAULT ;" CHAPTER VI OF THE SESSION LAWS OF 1882, ENTITLED "AN ACT TO AMEND SECTION 2 OF CHAPTER X OF THE SESSION LAWS OF 1880, APPROVED ON THE 13TH DAY OF AUGUST, A.D. 1880 ;" CHAPTER XXV OF THE SESSION LAWS OF 1884, ENTITLED "AN ACT TO ENLARGE THE JURISDICTION OF THE POLICE COURTS IN CERTAIN CASES OF ASSAULT ON A PUBLIC OFFICER ;" AND ACT 25 OF THE PROVISIONAL GOVERNMENT, ENTITLED "AN ACT RELATING TO THE JURISDICTION OF DISTRICT MAGISTRATES IN CASES OF MISDEMEANOR."

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. District Magistrates shall have jurisdiction for the prosecution, trial and sentence to punishment of any person charged with either of the following offenses, namely: Any misdemeanor, larceny in the second degree and gross cheat; also bribery, where the punishment prescribed does not exceed imprisonment at hard labor for two years, or fine of five hundred dollars.

SECTION 2. Section 1 of Chapter LII of the Penal Code, Chapter VII of the Session Laws of 1870, Chapter X of the

Session Laws of 1880, Chapter VI of the Session Laws of 1882, Chapter XXV of the Session Laws of 1884, and Act 25 of the Provisional Government are hereby repealed.

Approved this 25th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 41.

AN ACT TO AMEND SECTION 1 OF ACT 42 OF THE PROVISIONAL GOVERNMENT, ENTITLED "AN ACT CONFERRING ADDITIONAL JURISDICTION UPON CERTAIN DISTRICT MAGISTRATES."

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Section 1 of Act 42 of the Provisional Government is hereby amended so as to read as follows:

"Section 1. The criminal jurisdiction of the District Magistrates of Lihue, island of Kauai; Honolulu, island of Oahu; Wailuku and Lahaina, island of Maui; Hilo, Hamakua, North Kohala and North Kona, island of Hawaii; over all offenses which are within the jurisdiction of District Magistrates according to law, shall be and hereby is made co-extensive with the Judicial Circuits in which their respective districts are situated."

Approved this 25th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 42.

AN ACT TO AMEND SECTION 7 OF AN ACT ENTITLED "AN ACT TO PROMOTE FENCING," APPROVED FEBRUARY 14, 1859.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Section 7 of an Act entitled, "An Act to Promote Fencing," approved February 14, 1859, is hereby amended to read as follows:

"Section 7. This law shall not be so construed as to allow any person owning lands adjoining Government lands to compel the Government to join in the cost of erecting a fence on the boundary line between such lands. But the Government or any lessee of Government lands, with the consent of the Executive Council shall have the same right herein accorded to other landowner to compel action according to the terms of this Act, by any person owning land adjoining such Government land, or by any lessee of adjoining Government lands."

SECTION 2. This Act shall take effect from and after the date of its publication.

Approved this 27th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 43.

AN ACT TO EXTEND CERTAIN STREETS IN THE DISTRICT OF HONOLULU.

Be it enacted by the Legislature of the Republic of Hawaii.

SECTION 1. The streets in the District of Honolulu, on the island of Oahu, now known as Fort, Kukui, Vineyard, Kuakini,

Bates, Pensacola, Mililani, Queen and Young streets, shall be extended as hereinafter set forth, at such times as the Executive Council shall decide, according to the respective surveys for such extension thereof in the schedule hereunto annexed, anything in the Act entitled "An Act to provide for the opening, improving and closing of Highways," approved December 19, 1892, to the contrary notwithstanding. Provided, however, that Vineyard and Fort streets shall first be extended, and that the extension of the other of said streets shall be postponed until the completion of the extension of said Vineyard and Fort streets.

And whenever the Executive Council shall deem it desirable for the public convenience so to extend the said streets or any of them, as aforesaid, it may cause the same to be done, after requiring the damages and betterments which such extension or extensions will cause in private real estate affected thereby to be appraised according to the provisions of the said Act.

SECTION 2. If after the publication of this Act any person or corporation shall make or construct any buildings or improvements of any kind whatsoever within the lines of street extension as hereinafter set forth, such person or corporation and their respective representatives shall be without remedy in law or equity for any injury, loss or damages that may be caused by the removal or destruction of such buildings or improvements when such removal or destruction is required by the extension of such streets as aforesaid. Provided, however, that full compensation for any such injury, loss or damage may be recovered by the owner of any buildings or improvements made or constructed after the expiration of five years from the date of the publication of this Act within the said lines of any street, the extension of which has not within that time been actually completed.

SECTION 3. From the time of the publication of this Act until the aforesaid extensions are carried out respectively, the Surveyor-General shall keep in the office of the Government Survey, charts of such proposed street extensions, which shall be open to public examination during office hours without fee.

SECTION 4. Upon the publication of this Act the Surveyor-General shall cause the lines of such proposed extensions to be marked with substantial white stakes with the letters "St. Ex." painted thereon, which shall be placed in sufficient numbers to reasonably designate such lines; and any one removing or moving such stakes without authority shall be guilty of a misdemeanor and upon conviction thereof shall be liable to a fine of not more than one hundred dollars.

SECTION 5. This Act shall take effect from the date of its publication.

Approved this 27th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

SCHEDULE.

FORT STREET EXTENSION ABOVE SCHOOL STREET.

50 Feet in Width. Northwest line.

Beginning at a point on the mauka side of School street where the new northwest line of Fort street intersects the mauka line of School street, which point is 888.2 feet north, and 1712.5 feet west of the Government Survey Station on Punchbowl Hill and running by the True Meridian.

N. 36 deg. 39 min. E., 1093.0 feet, more or less, to an angle in the street line, near the south bank of the Pauoa Stream.

N. 51 deg., .08 min. E., 225.6 feet along the bank of said stream, to the makai line of the Kuakini street extension.

Thence crossing said stream and Kuakini street extension diagonally, the direct bearing and distance being N. 12 deg., 31 min. W., 102.4 feet to the new point of departure on the mauka line of Kuakini street extension.

N. 46 deg., 21 min., 30 sec. E., 1072.0 feet, more or less, to the makai line of the Pauoa road, at a point 54.0 feet southeast of corner of old stone wall.

Southeast line.

Beginning at a point on the mauka side of School street directly opposite the present south corner of School and Fort streets, and running by the True Meridian

N. 36 deg., 39 min. E., 1094.0 feet more or less to an angle in the street line.

N. 51 deg., .08 min. E., 224.0 feet to the makai line of the Kuakini street extension.

Thence crossing the Pauoa stream and Kuakini street extension diagonally, the direct bearing and distance being

N. 12 deg., 31 min. W., 101.7 feet to a new point of departure, on the mauka line of Kuakini street extension, on the north bank of the Pauoa stream.

N. 46 deg., 21 min., 30 sec. E., 1084.0 feet, more or less, to a point on the makai side of Pauoa road, 105.0 feet southeast of corner of old stone wall.

KUKUI STREET EXTENSION.

Emma to Fort. 50 feet in width. Mauka line.

Beginning at a point on the northwest side of Emma street 24.5 feet southwest of the corner of the new High School premises, and running by the True Meridian.

N. 27 deg., 49 min., 30 sec. W., 557.9 feet to the north corner of Fort and Kukui streets.

Makai line.

Beginning at a point on the northwest side of Emma street, 74.5 feet southwest of the south corner of the new High School premises, and running by the true Meridian.

N. 27 deg., 49 min., 30 sec. W., 557.5 feet to the west corner of Fort and Kukui streets.

KUKUI STREET EXTENSION.

Nuuanu to Liliha. 50 feet in width. Mauka line.

Begining at a point on the northwest side of Nuuanu street, which point is 469.5 feet north, and 3279.0 feet west, of the Government Survey Station on Punchbowl Hill, and directly opposite the present east corner of Nuuanu and Kukui streets and running by the True Meridian.

N. 38 deg., 22 min., 15 sec. W., 1107.1 feet, crossing the Pauoa and Nuuanu streams, to an angle in the street line at a point 47.0 feet mauka of the east corner of the St. Louis College premises.

N. 35 deg., 21 min., 20 sec. W., 1393.5 feet to a point on the southeast line of Liliha street, 600 feet northeast of King street.

KUKUI STREET EXTENSION.

Makai line.

Beginning at a point on the northwest line of Nuuanu street which point is 431.5 feet north, and 3313.0 feet west of the Government Survey Station on Punchbowl Hill, and directly opposite the present south corner of Nuuanu and Kukui streets and running by the True Meridian.

N. 38 deg., 22 min., 15 sec. W., 1118.0 feet, crossing the Pauoa and Nuuanu streams, to an angle in the street line, 3.0 feet makai of the east corner of the St. Louis. College premises.

N. 35 deg., 21 min., 20 sec. W., 1391.1 feet, to a point on the southeast side of Liliha street 550.0 feet northeast of King street.

VINEYARD STREET EXTENSION.

Liliha to Punchbowl. 50 feet in width. Mauka line.

Beginning at a point on the southeast side of Liliha street, 1100.0 feet northeast of the east corner of King and Liliha streets, and running by the True Meridian.

S. 40 deg., 15 min., E., 916.8 feet to an angle in the street line on high bank, northwest of the Nuuanu stream.

S. 29 deg., 25 min., E., 711.0 feet crossing the Nuuanu stream, to an angle in the street line, 160.0 feet northwest of the present end of Vineyard street.

S. 36 deg., 20 min., E., 635.5 feet to the beginning of a curve, by a line 10.0 feet from and parallel with the present mauka line of Vineyard street.

Thence by a curve to the left of radius 250.0 feet, the direct bearing and length of chord being

S. 45 deg., 55 min., E., 84.2 feet to the end of the curve.

S. 55 deg., 38 min., E., 166.5 feet, crossing Nuuanu stream, above the first bridge, to the beginning of curve.

Thence by a curve to the right of radius 300.0 feet, the direct bearing and length of chord being

S. 41 deg., 3 min., E., 151.0 feet to a point on the north bank of the Pauoa stream.

S. 26 deg., 28 min., E., 502.5 feet, crossing the Pauoa stream, and on to a point on the northwest side of Fort street.

S. 24 deg., 45 min., E., 591.7 feet, to a point on the northwest side of Emma street 50.0 feet, mauka of the east corner of the new High School premises.

S. 24 deg., 9 min., E., 915.3 feet to the new north corner of Punchbowl, Miller and Vineyard streets.

VINEYARD STREET.

50 feet in width. Makai line.

Beginning at a point on the southeast side of Liliha street 1050.0 feet northeast of the east corner of King and Liliha streets and running by the True Meridian.

S. 40 deg., 15 min., E., 911.0 feet to an angle in the street line, on high bank, northwest of the Nuuanu stream.

S. 29 deg., 25 min., E., 709.3 feet, crossing Nuuanu stream, and on to an angle in the street line, 149.0 feet northwest of the present end of Vineyard street.

S. 36 deg., 20 min., E., 637.8 feet, to the beginning of curve, by a line 10.0 feet from and parallel with the present makai line of Vineyard street.

Thence by a curve to the left of radius 300.0 feet, the direct bearing and length of chord being

S. 45 deg., 55 min., E., 101.0 feet to the end of the curve.

S. 55 deg., 38 min., E., 166.5 feet, crossing Nuuanu street, above the first bridge, to a point on the north bank of the Pauoa stream.

Thence by a curve to the right, of radius 250.0 feet, the direct bearing and length of chord being

S. 41 deg., 3 min., E., 126.0 feet along the N. bank of the Pauoa stream.

S. 26 deg., 28 min., E., 515.0 feet, crossing Pauoa stream, and on to a point on the northwest side of Fort street.

S. 24 deg., 45 min., E., 582.0 feet to the east corner of the new High School premises, on the northwest side of Emma street.

S. 24 deg., 9 min., E., 928.8 feet, to the west corner of Miller and Vineyard streets at their junction with Punchbowl street.

KUAKINI STREET EXTENSION.

Nuuanu to Punchbowl. 50 feet in width. Makai line.

Beginning at the present west corner of Nuuanu and Kuakini streets and running by the True Meridian.

S. 44 deg., 44 min., E., 450.0 feet to an angle in the street line.

S. 41 deg., 27 min., E., 410.7 feet to the west corner of Kuakini street extension, and Fort street extension on the southeast bank of Pauoa stream.

S. 41 deg., 27 min., E., 237.4 feet, crossing Fort street extension to an angle in the street line, at the end of old lane.

S. 37 deg., 31 min., E., 269.4 feet along the makai side of said lane to the northwest line of Punchbowl street.

KUAKINI STREET.

Mauka line.

Beginning at a point on the northwest side of Nuuanu street 10.0 feet mauka of the present north corner of Nuuanu and Kuakini streets and running by the True Meridian.

S. 44 deg., 44 min., E. 454.3 feet to an angle in the street line.

S. 41 deg., 27 min., E., 322.2 feet, to the north corner of the Fort street extension and Kuakini street extension.

S. 41 deg., 27 min., E., 328.6 feet, crossing the Fort street extension, and the Pauoa stream to an angle in the street line.

S. 37 deg., 31 min. E., 267.8 feet to a point on the northwest line of Punchbowl street.

BATES STREET EXTENSION.

Nuuanu to Liliha. 42 feet in width. Mauka line.

Beginning at the north corner of Nuuanu street and Bates street (Hobron Lane) and running by the True Meridian.

N. 40 deg., 30 min., W., 1174.5 feet, more or less, to an angle in the street line, on the southeast bank of the Puunui stream.

N. 37 deg., 20 min., W., 737.5 feet, more or less, crossing Puunui stream, and on to a point on the southeast side of Liliha street, said point being 575.5 feet makai of the south corner of Judd street and Liliha street.

The makai line is parallel to and 42.0 feet distant from the above described mauka line.

PENSACOLA STREET EXTENSION.

Beretania to King. 56.0 feet in width. Southeast line.

Beginning at a point on the makai side of Beretania street, 76.0 feet from and directly opposite the east corner of Pensacola and Beretania streets, and running by the True Meridian. S. 18 deg., 04 min. W., 285.0 feet, more or less, to the mauka line of Young street, at the west corner of Lot No. 91 of the Kulaokahua series.

S. 21 deg., .04 min. W., 56.0 feet across Young street, to the north corner of Lot No. 64 (T. Rain Walker lot).

S. 20 deg., 42 min., W., 289.0 feet, more or less, along the Walker premises to the mauka line of King street.

The northwestern line of Pensacola street extension is 56.0 feet from and parallel to the above described southeast line.

MILILANI STREET.

King to Halekauwila. 56.0 feet in width. Northwest line.

Beginning at the west corner of Mililani street and King street as marked by the east corner of the "Opera House," and running by the True Meridian.

S. 56 deg., 49 min., W., 393.6 feet to a point on the mauka side of Queen street, said point being northwest 6.3 feet from the present north corner of Queen street and Mililani street.

S. 56 deg., 49 min., W., 39.0 feet to the makai side of Queen street.

S. 56 deg., 49 min., W., 444.0 feet, more or less, to the mauka side of Halekauwila street.

The southeast line is parallel to and 56.0 feet from the above described northwest line, making the new east corner of Queen and Mililani streets, southeast 25.4 feet from the present corner, and the new south corner of King and Mililani streets, southeast, 27.0 feet from the present corner.

YOUNG STREET EXTENSION.

To Alapai street. 50.0 feet in width. Mauka line.

Beginning at a point on the north side of Alapai street, N. 72 deg., .00 min., W., 45.6 feet from the east corner of Alapai and Young streets, and S. 27 deg. 34 min., 10 sec., W., 3232.4 feet from the Government Survey Station on Punchbowl Hill, and running by the True Meridian.

N. 69 deg., .01 min., W., 935.1 feet to the beginning of a curve.

Thence by a curve to the right of radius 180.0 feet, the direct bearing and length of chord being

N. 53 deg., 14 min., W., 97.3 feet to the end of the curve.

N. 37 deg., 33 min., W., 258.0 feet to the southeast side of Punchbowl street.

YOUNG STREET.

Makai line.

Beginning at a point on the north side of Alapai street, N. 69 deg., .01 min. W., 43.1 feet from the south corner of Alapai and Young streets, and S. 27 deg., 52 min., 20 sec. W., 3284.5 feet from the Government Survey Station on Punchbowl Hill, and running by the True Meridian.

N. 69 deg. .01 min. W., 912.0 feet to the beginning of a curve.

Thence by a curve to the right of radius 230.0 feet, the direct bearing and length of chord being N. 53 deg., 14 min. W., 124.35 feet to the end of the curve.

N. 37 deg., 33 min. W., 257.2 feet to the southeast line of Punchbowl street, at a point in line with the mauka wall of the Executive building enclosure, which wall determines the line of Hotel street as far as Richards street.

QUEEN STREET EXTENSION.

56.0 feet in width. Mauka line.

Beginning at the present south end of Queen street, at the south corner of Grant 3183 to John Magoon, which point is S. 34 deg. 41 min. 20 sec. W., True 4858.5 feet from the Government Survey Station on Punchbowl Hill, and running by the True Meridian.

S. 38 deg., 08 min., E., 4300 feet, more or less, to the junction of this line with the mauka line of the Beach Road, where it crosses the Southeast boundary of the Ward property of Kukuluao.

The makai line is 56.0 feet from and parallel to the above described mauka line.

ACT 44.

AN ACT TO PREVENT INJURING, DISPORTING AND DEFORMING THE FEET OF FEMALE CHILDREN UNDER EIGHTEEN YEARS OF AGE.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Every person who without authority or justification by law shall injure, distort or deform the feet of any fe-

male child under the age of eighteen years, shall be punished by a fine not exceeding five hundred dollars, or by imprisonment at hard labor not exceeding two years.

SECTION 2. No person shall be disqualified from testifying concerning any offense committed under this Act on the ground that his testimony might criminate himself; but he shall not be prosecuted for any matter in respect of which he shall have testified.

SECTION 3. This Act shall take effect from the date of its publication.

Approved this 27th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 45.

TO DEFINE THE PROCEDURE IN ACTIONS OF CONDEMNATION UNDER
THE RIGHT OF EMINENT DOMAIN.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Private property may be taken for the following purposes, which are declared to be public uses, to wit: sites for public buildings, fortifications, magazines, arsenals, navy-yards, navy and army stations, light houses, range and beacon lights, cemeteries, quarantine stations, pest-houses, hospitals, dumping places for garbage and refuse material, wharves, docks, piers, dams, reservoirs and bridges, also all necessary land over which to construct roads, canals, ditches, flumes, aqueducts, pipe lines and sewers; also all necessary land for the growth and protection of forests, public squares and pleas-

ure grounds; also all necessary land for improving any harbor, river or stream, removing obstructions therefrom, widening, deepening or straightening their channels; also all necessary land from which to obtain earth, gravel, stones, trees, timber, and all necessary material for the construction of any public work.

SECTION 2. A fee simple estate may be acquired for all the purposes mentioned in Section 1.

SECTION 3. Property which may be taken by virtue of this Act includes: all real estate belonging to any person or persons, or corporations, together with all structures and improvements thereon, franchises or appurtenances thereunto belonging, and all property heretofore appropriated to some public use; provided, however, that in such case it must appear that the use to which said property is sought to be put is a more necessary public use than that to which it has already been appropriated.

SECTION 4. The Minister of the Interior acting in his official capacity may institute proceedings on behalf of the Republic of Hawaii for the condemnation of property as provided for in this Act and the Minister of the Interior may be referred to in this Act as the Plaintiff.

SECTION 5. The Circuit Courts shall have power to try and determine all actions arising under this Act, subject only to an appeal to the Supreme Court in accordance with law.

SECTION 6. No property shall be taken by virtue of this Act, unless it shall appear that it is to be put to some public use, and that the taking is necessary to such use.

SECTION 7. Any agent or servant of the Government may, for the purpose of locating or surveying land to be condemned in accordance with the provisions of this Act, enter upon the same and make examinations and surveys, and such entry shall not constitute a cause of action in favor of the owner

of the land, except for damages resulting from negligence on the part of such agent.

SECTION 8. Actions under and by virtue of this Act, must be commenced by filing a petition and issuing a summons thereon. All persons who are owners or claimants of the property sought to be condemned must be joined as defendants; provided, however, that in case the owner or claimant is unknown to plaintiff, it shall be sufficient if the petition includes a statement of that fact, and such defendant may be joined in the petition under a fictitious name. The petition must also contain a statement of the use to which the land sought to be condemned is to be put, a description of each and every piece of land sought to be condemned, and whether the same includes the whole or only a part of an entire tract or parcel. A map must accompany the complaint which shall correctly delineate the land sought to be condemned and its location.

SECTION 9. When the defendant or claimant of the land sought to be condemned, is known, the summons shall be served by delivering to him a certified copy thereof, together with a copy of the plaintiff's petition. In case the defendant or claimant, although known, cannot be found it shall be sufficient to leave said certified copy with some agent or person transacting the business of the defendant or claimant, or by leaving the same at his last known place of business or residence. In case the defendant, although known, was never a resident of the Hawaiian Islands or has removed therefrom, or if the defendant or claimant is unknown, then the service of the summons upon such defendant or claimant may be made by publication thereof, in some newspaper published in the Hawaiian Islands, for such time as may be ordered by the Court, not less than three months. The service of summons, as provided for in this Section, shall be sufficient to give the Court jurisdiction to proceed with and finally determine the case.

SECTION 10. All property necessary for any public use may be united in one action.

SECTION 11. Any person in occupation of or having any claim or interest in any property sought to be condemned or in the damages for the taking thereof though not named in the complaint, may appear, plead, and defend in respect to his own property or interest, in like manner as if named in the complaint.

SECTION 12. The Court shall have power to determine all adverse or conflicting claims to the property sought to be condemned and to the compensation or damages to be awarded for the taking of the same.

SECTION 13. In fixing the compensation or damages to be paid for the condemnation of any property, the value of the property sought to be condemned and all improvements thereon, shall be separately assessed; and if the property sought to be condemned constitutes only a portion of a larger tract, the damages which will accrue to the portion not sought to be condemned by reason of its severance from the portion sought to be condemned, and the construction of the improvements in the manner proposed by the plaintiff shall also be assessed; and also how much the portion not sought to be condemned will be benefited, if at all, by the construction of the improvement proposed by the plaintiff; and if the benefit shall be equal to the amount of compensation assessed for the property taken, and for damages by reason of its severance from another portion of the same tract, then the owner shall be allowed no compensation, but if the benefits shall be less than the amount so assessed as damages or compensation, then the former shall be deducted from the latter and the remainder shall be the amount awarded as such compensation or damages. But in no case shall the compensation or damages to be paid for the land sought to be condemned exceed its assessed value, for the payment of taxes and twenty per cent (20%) addi-

tional; and in no case shall the compensation or damages, if any, to be paid on account of the severance of the portion sought to be condemned from an entire tract, exceed ten per cent. (10%) of the assessed value, for the payment of taxes of such remaining portion.

SECTION 14. The assessed value of land for the payment of taxes as referred to in the preceding Section, shall be determined by a reference to the returns made by the owner or claimant thereof, for the two years next preceding the commencement of the proceeding for the condemnation of the land; and in case no returns shall have been so made by the owner or claimant of the land, then to the assessed value of the land as fixed by the Assessor for the corresponding period. The average of such returns or amount as fixed by the Assessor, shall be considered the assessed value of the land, for the purpose of computing compensation or damages to be paid by the plaintiff. And in case the land sought to be condemned shall be a part of an entire tract assessed as a whole, then the assessed value of the part taken, shall be in the proportion of its value to the value of the entire tract.

SECTION 15. For the purpose of assessing compensation and damages, the right thereto shall be deemed to have accrued at the date of the summons, and its actual value at that date shall be the measure of valuation of all property to be condemned, and the basis of damage to property by reason of its severance from the portion not sought to be condemned, subject, however, to the provisions of Section 12 of this Act.

SECTION 16. If an order be made letting the plaintiff into possession, as provided for in Section 19 of this Act, compensation and damages awarded shall draw lawful interest from the date of such order. No improvement put on the property subsequent to the date of the service of the summons shall be included in the assessment of compensation or damages.

SECTION 17. The plaintiff must within two years after final judgment pay the amount assessed as compensation or damages; and upon failure so to do all rights which may have been obtained by such judgment shall be lost to the plaintiff; and if such payment shall be delayed more than thirty days after final judgment, then interest shall be added at the rate of seven per cent (7%) per annum. Such payment shall be made to the clerk of the Court rendering the judgment, who shall distribute the same in accordance with the order of the Court. If the plaintiff shall fail to make such payment as aforesaid, the defendant shall be entitled to recover his costs of Court, reasonable expenses and such damage as may have been sustained by him by reason of the bringing of the action.

SECTION 18. When all payments required by the final judgment have been made, the Court shall make a final order of condemnation, which must describe the property condemned and the purposes of such condemnation, a certified copy of which must be filed and recorded in the office of the Registrar of Conveyances; and thereupon the property described shall vest in the plaintiff.

SECTION 19. At any time after judgment has been rendered in the Circuit Court for or in favor of the plaintiff, or pending an appeal to the Supreme Court by either plaintiff or defendant, the plaintiff may be put into possession of the land sought to be condemned upon the payment into the Court of the amount assessed as compensation or damages; subject, however, to the payment of such further compensation or damages as may be subsequently awarded. Upon the payment of the money assessed as compensation or damages as aforesaid, the Court shall make an order putting plaintiff into possession of the property sought to be condemned with the right to use the same during pendency of and until the final conclusion of the litigation.

The defendant who is entitled to the money paid into the Court as aforesaid shall have the right to demand and receive payment of the same at any time thereafter, upon filing a receipt therefor, to the satisfaction of all claims on the lands sought to be condemned. Upon such payment being made to the defendant, the Court shall make the final order of condemnation as provided for in Section 16 of this Act.

SECTION 20. Where not expressly provided in this Act, the procedure shall be the same as in other civil actions.

SECTION 21. This Act shall take effect from the date of its publication.

Approved this 27th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 46.

AN ACT MAKING APPROPRIATIONS FOR UNPAID BILLS PRIOR TO
DECEMBER 31, 1895.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The following sums amounting to \$19,906.57 are hereby appropriated to be paid out of all moneys in the Treasury, received from all the current receipts of the general revenue of the Republic of Hawaii, in addition to the sums heretofore appropriated, for the following purposes, namely:

General Expenses, Suppression of Cholera Epidemic of 1895	\$1,180 12
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FINANCE DEPARTMENT.

Incidentals, Custom House	\$ 491 20
Incidentals, Finance Office ..	446 25
Incidentals, Postal Bureau ..	51 25
Salaries of Deputy Assessors and Collectors.....	803 04
Return of taxes collected on the Marine Railway lease	160 00
Return of Personal Taxes to H. Kahaawinui Koo South Kona	5 00
Interest on advances for account of Board of Health in 1895	\$ 949 58
Cost of importing \$50,000 for account of the Board of Health in 1895.....	500 00
	<hr/> 1,449 58
Services of Geo. Carter as acting Auditor General from June 26, 1895, to August 26, 1895, two months, at \$300 per month	600 00
	<hr/> \$4,006 32

BOARD OF EDUCATION.

Repairs, additions and expenses to "Keoua Hale" since June 27, 1895	\$1,064 75
Repairing School Houses ..	357 48
Stationery and Incidentals for Office and Schools..	4,419 27
	<hr/> \$5,841 50

INTERIOR DEPARTMENT.

Steam Tug	\$ 8 30
Koloa Water Works ..	21 25
Landings and Buoys, Kauai	13 01
Roads and Bridges, Honolulu	588 11

Incidentals, Public Works	\$ 10 25
Meteorology and Tide Gauge	8 00
Expenses of Field Parties	13 50
Office Expenses, Bureau of Survey	34 20
Forests and Nurseries	41 95
Incidentals, Department General	39 00
Roads and Bridges, Puna	257 69
Pay of Lighthouse Keepers	55 50
Lighthouse Supplies	49 00
Government Pounds.. .. .	70 50
Lighting streets other than Honolulu	29 00
Public Grounds.. .. .	1 40
Printing	70 00
Expenses of Election	256 25
Hilo Fire Department	6 00
Support of Hospitals	34 35
Medicines	287 51
Removing Garbage	114 52
Segregation of Lepers	100 22
Quarantine Expenses	129 55
Insane Asylum	205 88
General Expenses of the Board of Health	518 37
Incidentals, Homesteads	33 92
Expense of Opium Act.. .. .	21 00
	<hr/>
	\$3,018 23

DEPARTMENT OF FOREIGN AFFAIRS

Incidentals	\$ 11 25
Expenses Executive Council	204 60
Expenses Executive and Advisory Councils	350 50
Band	33 20
General Expenses of the Provisional Gov't	97 00
General Expenses of Suppression of Rebellion of 1895	147 00

Support of the Military, Ordnance Department	3,722 50
Support of the Military, Quartermaster Dep't	536 10
	<hr/>
	\$5,102 15

ATTORNEY GENERAL'S DEPARTMENT.

Support of Citizens' Guards	\$ 758 25
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RECAPITULATION.

Expenses Cholera Epidemic	\$1,180 12
Finance Department	4,006 32
Board of Education	5,841 50
Interior Department	3,018 23
Department of Foreign Affairs	5,102 15
Attorney-General's Department	758 25
	<hr/>
	\$19,906 57

SECTION 2. This Act shall take effect from and after the date of its publication.

Approved the 27th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 47.

AN ACT AUTHORIZING THE COMMISSIONERS OF PUBLIC LANDS TO CAUSE A RE-APPRAISEMENT TO BE MADE OF CERTAIN HOME-STEAD LOTS, AND TO ACCEPT PAYMENT FOR THE SAME UPON THE BASIS OF SUCH RE-APPRAISEMENT.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The Commissioners of Public Lands are hereby authorized to cause a re-appraisement to be made of such lots

taken up under the Homestead Acts of 1884 and 1892, as may in their opinion have been overvalued in the original appraisal, and are further authorized to accept payment for the same on the basis of such re-appraisal.

SECTION 2. Such re-appraisal shall be made by the Sub-Agent of the district in which the land is situated, and another person appointed by the Commissioners, who shall not be a person holding any other Government Office, but such re-appraisal shall not apply to any lot upon which an amount has been paid in excess of the re-appraised value, and such lots shall be valued at the amount already paid in. Provided, however, that any such re-appraisal may be altered by the Commissioners.

SECTION 3. This Act shall take effect from the date of its publication.

Approved this 27th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 48.

AN ACT TO ^WEXTEND CERTAIN STREETS IN THE TOWN OF HILO,
ISLAND OF HAWAII.

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. The streets in the town of Hilo, Island of Hawaii, known as Bridge, Pleasant and Pitman streets, shall be extended as hereinafter set forth, at such times as the Executive Council shall decide, according to the respective surveys for such extension exhibited in the schedule hereunto annexed,

anything in the Act entitled "An Act to provide for the opening, improving and closing of Highways," approved December 19th, 1892, to the contrary notwithstanding.

And whenever the Executive Council shall deem it desirable for the public convenience so to extend the said streets or any of them, as aforesaid, it may cause the same to be done, after requiring the damages and betterments which such extension or extensions will cause in private real estate affected thereby, to be appraised according to the provisions of the said Act.

SECTION 2. If after the publication of this Act, any person or corporation shall make or construct any buildings or improvements of any kind whatsoever, within the lines of street extension as hereinafter set forth, such person and corporation and their respective representatives shall be without remedy in law or equity for any injury, loss or damages that may be caused by the removal or destruction of such buildings or improvements, when such removal or destruction is required by the extension of such streets as aforesaid.

SECTION 3. From the time of the publication of this Act until the aforesaid extensions are carried out respectively, the Surveyor-General shall keep at some convenient public place, in the said town of Hilo, charts of such proposed street extensions, which shall be open to public examination during office hours without fee.

SECTION 4. Upon the publication of this Act, the Surveyor-General shall cause the lines of such proposed extensions to be marked with substantial white stakes with the letters "St. Ex." painted thereon, which shall be placed in sufficient numbers to reasonably designate such lines; and anyone removing or moving such stakes without authority shall be guilty of a misdemeanor, and upon conviction thereof, shall be liable to a fine of not more than one hundred dollars.

SECTION 5. This Act shall take effect from the date of its publication.

Approved this 27th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

SCHEDULE.

BRIDGE STREET EXTENSION.

50.0 Feet in Width. Makai Line.

Beginning at a point which is 411.0 feet, S. 56 deg., 48 min. W., True, from the north corner of Spreckels Block, the said north corner of Spreckels Block being the present south corner of Front street and Waianuenue street, and the said point of beginning being the east corner of Bridge street and Waianuenue street, and running S. 31 deg., 5 min. E., True, 1563.0 feet, more or less, to the line of Volcano street.

Mauka Line

Beginning at a point which is 50.03 feet, S. 56 deg., 48 min. W., True, from the point of beginning of the makai line of the Bridge street extension, which point is the south corner of Bridge street and Waianuenue street, and running S. 31 deg., 5 min. E., True, 1419.0 feet, more or less, to the line of Volcano street.

PLEASANT STREET EXTENSION.

40 Feet Wide Makai Line.

Beginning at a point on the bank of the Wailuku Gulch, and running S. 31 deg., 5 min. E., True, 505 feet to the east corner

of Pleasant and Waianuenue streets; said corner being 326.8 feet, S. 56 deg., 48 min. W., True, from the new south corner of Pitman and Waianuenue streets; thence S. 31 deg., 5 min. E., True, 684.8 feet to Church street.

Mauka line.

Beginning at a point on the bank of the Wailuku Gulch, and running S. 31 deg., 5 min. E., True, 505 feet to the south corner of Pleasant and Waianuenue streets; said corner being 42.03 feet, S. 50 deg., 48 min. W., True, from the east corner of Pleasant and Waianuenue streets; thence S. 31 deg., 5 min. E., True, 682.8 feet to Church street.

PITMAN STREET EXTENSION.

50.0 Feet in Width—Makai Line.

Beginning at a point, the coordinates of which are 3105.86 feet north, and 2603.51 feet east of Halai 1st Government Survey Station, said point being the new east corner of Pitman and Waianuenue streets, and running N. 31 deg., 5 min. W., True, 440.0 feet, more or less, to a point on the bank of the Wailuku River.

Mauka Line.

Beginning at a point the coordinates of which are 3078.46 feet north, and 2561.65 feet east of Halai 1st Government Survey Station, said point being the new south corner of Pitman and Waianuenue streets, and running N. 31 deg., 5 min. W., True, 276.5 feet to the beginning of a curve; thence by a curve to the left of radius 89.4 feet, the direct bearing and length of chord being N. 69 deg., 32 min., 30 sec. W., True, 111.2 feet to the end of the curve; S. 72 deg., 00 min. W., True, 263.5 feet, more or less, to the Pleasant street extension.

ACT 49.

AN ACT TO DEFINE THE FIELD AND STAFF OFFICERS AND NON-COMMISSIONED STAFF OF A REGIMENT OF THE NATIONAL GUARD OF HAWAII, AMENDING SECTION 3 OF ACT 20 OF THE LAWS OF THE SPECIAL SESSION, 1895.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Section 3 is hereby amended to read as follows:

"Section 3. The Field Officers of a Regiment shall be one Colonel, one Lieutenant-Colonel, with one Major for each Battalion.

The staff of the Commanding Officer of a Regiment shall consist of one Surgeon with the rank of Major, one Adjutant, one Quartermaster, one Ordnance Officer and one Chaplain, each with the rank of Captain, who are appointed by the Commanding Officer, and hold office at his pleasure or until their successors are appointed and qualified.

There shall also be a Surgeon appointed for each Battalion with the rank of Captain, and an Adjutant with the rank of First Lieutenant.

The non-commissioned staff consists of one Regimental Sergeant-Major, one Sergeant-Major for each Battalion, one Quartermaster-Sergeant, one Ordnance Sergeant, one Commissary-Sergeant, two Color-Sergeants and one Chief Musician, with the rank of Sergeant-Major."

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 27th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 50.

AN ACT TO PROVIDE FOR KEEPING RECORDS OF BIRTHS, DEATHS AND MARRIAGES, AND TO REPEAL SECTIONS 44, 45, 46 AND 48 OF AN ACT DATED JANUARY, 1865, ENTITLED "AN ACT TO REPEAL CHAPTER 10 OF THE CIVIL CODE, AND TO REGULATE THE BUREAU OF PUBLIC INSTRUCTION;" AND ALSO TO REPEAL SECTIONS 8 AND 9 OF CHAPTER LXXIX OF THE PENAL CODE, ENTITLED "TO REGULATE THE BUREAU OF PUBLIC INSTRUCTION;" AND ALSO TO REPEAL SECTION 2 OF CHAPTER XVII OF THE LAWS OF 1878, ENTITLED "AN ACT TO AMEND SECTIONS 7 AND 8 OF CHAPTER LXXIX OF THE PENAL CODE, RELATING TO THE BUREAU OF PUBLIC INSTRUCTION;" AND ALSO TO REPEAL CHAPTER XLIII OF THE LAWS OF 1884, BEING AN ACT ENTITLED "AN ACT TO AMEND SECTION 8 OF CHAPTER LXXIX OF THE PENAL CODE, AS AMENDED BY CHAPTER XVII OF THE LAWS OF 1878."

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The following laws are hereby repealed, viz:

(1) Sections 44, 45, 46 and 48 of an Act dated January, 1865, entitled "An Act to Repeal Chapter 10 of the Civil Code, and to Regulate the Bureau of Public Instruction."

(2) Sections 8 and 9 of Chapter LXXIX of the Penal Code, entitled "To Regulate the Bureau of Public Instruction."

(3) Section 2 of Chapter XVII of the Laws of 1878, entitled "An Act to Amend Sections 7 and 8 of Chapter LXXIX of the Penal Code, relating to the Bureau of Public Instruction."

(4) Chapter XLIII of the Laws of 1884, being an Act entitled "An Act to Amend Section 8 of Chapter 79 of the Penal Code, as amended by Chapter XVII of the Laws of 1878."

DEFINITIONS.

SECTION 2. Wherever in this Act the word "Board" is used, it shall refer to and mean the Board of Health of the Republic of Hawaii, unless the context shall indicate some other meaning.

Wherever in this Act the word "Registrar" is used, it shall refer to and mean the Registrar of Registrars of Births, Deaths and Marriages, who shall be appointed by the Board of Health under and by virtue of this Act.

REGISTRARS OF BIRTHS, DEATHS AND MARRIAGES.

SECTION 3. The Board is hereby empowered and directed to appoint a Registrar of Births, Deaths and Marriages in and for each Judicial District in the Republic.

The Board may, in its discretion, subdivide any district, if the public convenience requires it, and appoint a Registrar for each of such subdivisions.

DUTY OF REGISTRARS.

SECTION 4. It shall be the duty of each Registrar to keep in proper books used solely for such purpose, a full and complete record of all the births, deaths and marriages which take place in the District of which he is the Registrar.

FACTS TO BE RECORDED CONCERNING BIRTHS.

SECTION 5. Each Registrar shall enter in said record, in respect of each birth occurring in his district, the following facts so far as they can be ascertained by him, viz:

The name of the father, the name of the mother, the date of the birth, the sex of the child, the name of the child, if it has been named, the locality of its birth, and whether the child is legitimate or illegitimate.

FACTS TO BE RECORDED CONCERNING DEATHS.

SECTION 6. Each Registrar shall enter in said record, in respect of each death occurring in his District, the following facts, so far as they can be ascertained by him, viz:

The name, sex, age, cause of death, nationality, last place of residence, and the locality of the death of the deceased, name of Physician attending, if any.

FACTS TO BE RECORDED CONCERNING MARRIAGES.

SECTION 7. Each Registrar shall enter in said record, in respect of each marriage occurring in his District, the following facts, so far as they can be ascertained by him, viz:

The full name of each of the parties, the full name of the father and mother of each of the parties, the age of each of the parties, and the residence of each of the parties.

REGISTRARS TO INVESTIGATE AND PROSECUTE.

SECTION 8. It shall be the duty of each Registrar in and for his District, not only to compile the information furnished to him by the persons who by this Act are directed to furnish him with information, but himself to investigate and procure and record the information hereby directed to be recorded.

It shall also be the duty of each Registrar to prosecute or cause to be prosecuted any person who shall violate or fail to observe or perform any of the requirements of this Act, or any of the Rules and Regulations made and published by the Board under or by virtue of this Act.

COPIES OF RECORDS TO BE SENT TO THE BOARD.

SECTION 9. It shall be the duty of each Registrar at the end of each month to transmit to the Board a full copy of the records of births, deaths and marriages made by him during said month.

BOOKS AND BLANKS TO BE FURNISHED BY THE BOARD.

SECTION 10. The Board shall cause all Blanks and Record Books which may be necessary or proper for carrying out the objects of this Act to be prepared, and shall furnish the same to the Registrars and other officers herein provided for free of charge.

SUPERVISION OF BOARD—RULES AND REGULATIONS.

SECTION 11. The Board shall have the full supervision of the carrying out of this Act, and shall have the right to direct any or all of the Registrars or other officers herein provided for to keep other records and statistics than those herein provided for; and shall also have the right and authority to make all Rules and Regulations which in the discretion of the Board, are necessary for more effectually securing the registration of full and accurate information concerning births, deaths and marriages.

Such Rules and Regulations shall after approval by the Executive Council and publication, have the force and effect of and shall be law.

REBORTS TO REGISTRAR OF BIRTHS.

SECTION 12. It shall be the duty of the father of each and every child born in the Republic of Hawaii; or if the father be absent from the country at the time of the birth; or not living; or if the child be illegitimate, then it shall be the duty of the

mother of such child, within thirty days after the birth of such child to notify the Registrar of Births, Deaths and Marriages of the District in which such birth takes place, of the date of birth, sex and name of such child, if named; the names of the parents of such child, whether it is legitimate or illegitimate, and the locality of the birth.

It shall also be the duty of every physician who shall attend, or be called upon in connection with the birth of any child in the Republic of Hawaii, within thirty days after such birth, to report such birth and the other facts relating to such child in this Section above set forth.

REPORTS TO REGISTRAR OF DEATHS.

SECTION 13. It shall be the duty of every owner of any building or premises in or upon which the death of any person shall take place in the Republic of Hawaii, to immediately report said death to the Registrar of the District in which it took place, giving so far as he is able to do so the name, sex, age, cause of death, nationality, last place of residence of the deceased and the locality in which the death took place; or if the building or premises in or upon which said death takes place is leased or occupied by some one other than the owner thereof, then it shall be the duty of the lessor or occupier of said building or premises to immediately report to the Registrar all of the facts in this Section hereinbefore set forth.

SECTION 14. It shall be the duty of every Minister of Religion who shall officiate at any burial of any deceased person; and of every undertaker or other person who attends to the burial of any deceased person; and of every hospital officer, health agent; and of every relative of any deceased person, to give to the Registrar of the District in which such death has taken place, all the information within their knowledge con-

cerning any deceased person, if and whenever said Registrar shall request the same.

REPORTS TO REGISTRAR OF MARRIAGES.

SECTION 15. It shall be the duty of every person legally authorized to perform the marriage ceremony, who shall at any time perform the marriage ceremony, to immediately report each such marriage to the Registrar of the District in which such marriage takes place, and state to him the full names, the age, the residence, the nationality, and the full names of each of the parents of each of the parties to such marriage.

REPORTS TO REGISTRAR OF LICENSES TO MARRY.

SECTION 16. It shall be the duty of every person legally authorized to grant licenses to marry, to immediately upon the issuing of any marriage license, report to the Registrar of the District in which such marriage license is issued, the full names, the age, the residence, the nationality, and the full names of each of the parents of each of the parties by such license authorized to marry.

COMPILED RECORDS TO BE KEPT BY BOARD

SECTION 17. It shall be the duty of the Secretary of the Board to copy into books provided by the Board for that purpose, all of the records of births, deaths and marriages received from the several Registrars.

The records of Births, Deaths and Marriages, and the Island and Districts in which they occurred, shall each be kept separately in chronological order.

RECORDS OPEN TO THE PUBLIC.

SECTION 18. All records by this Act directed to be kept shall, during all business hours, be open to the inspection of the public.

COPIES OF RECORD TO BE FURNISHED.

SECTION 19. The Secretary of the Board shall furnish to any person applying for the same, a certified copy of the record of any birth, death or marriage contained in any of the records kept under or by virtue of this Act; such certified copy shall be competent evidence in any Court of the fact therein contained, for which certified copy the sum of One Dollar shall be charged and paid and accounted for to the Public Treasury.

PENALTIES.

SECTION 20. Any person who shall violate or who shall fail to observe or perform any of the requirements of this Act, or any requirement of any rule or regulation made and published by the Board under or by virtue of this Act, shall upon conviction of such violation or failure before any District Court, be fined for such violation or failure a sum not to exceed Fifty Dollars.

SECTION 21. If any Physician, Sheriff, Deputy Sheriff, Magistrate or Assessor is appointed a Registrar, it shall become a part of his official duties to perform the duties of Registrar without further compensation.

SECTION 22. This Act shall take effect July 1st, 1896.

Approved this 3rd day of June, A. D. 1896.

SANFORD B. DOLE,

President of the Republic of Hawaii.

INTERNAL TAXES BILL.

ACT 51.

AN ACT RELATING TO INTERNAL TAXES AND TO REPEAL CHAPTER 61 OF THE SESSION LAWS OF 1892 RELATIVE THERETO.

Be it enacted by the Legislature of the Republic of Hawaii:

TAXATION DIVISIONS.

SECTION 1. For the purposes of taxation, the Republic shall be and hereby is divided into four divisions, viz:—

1. The Island of Oahu and all other islands of the group not herein enumerated, to be called the first division.

2. The Islands of Maui, Molokai, Lanai and Kahoolawe to be called the second division.

3. The Island of Hawaii to be called the third division.

4. The Islands of Kauai and Niihau to be called the fourth division.

ASSESSMENT AND OTHER DATES.

SECTION 2. January 1. All property, except growing rice, shall be assessed as of the first day of January in each year.

January 1. All personal and dog taxes shall be assessed as of, and be due and collectable on and after the first day of January in each year.

January 1-30. All taxpayers shall make returns of their property and the value thereof between the first and the thirtieth days of January in each year.

March 31. All personal and dog taxes which shall remain unpaid on March thirty-first of each year shall thereby and

thereupon become delinquent and ten per cent. of the amount thereof shall be added thereto and become due as a part thereof.

May 1. Growing rice shall be assessed as of the first day of May in each year.

July 1-15. The assessment books shall be made up on or before July first, and shall be open to inspection from the first to the fifteenth of July of each year, notice of which shall be given.

July 1-20. In order to be entitled to appeal, any persons desirous and otherwise entitled to appeal from any assessment, shall file a notice of appeal at any time from the first to the twentieth of July of the year in which the assessment is made.

August 1-20. The Tax Appeal Court shall sit for the hearing of tax appeals between the first and twentieth of August of each year.

September 1. Tax lists shall be made up by assessors on September first, and all Property Taxes shall be payable on and after September first of each year, but may be received by the Assessors at any earlier date after assessment.

September 1—November 15. From September 1 to November 15 of each year Assessors shall attend at an advertised place for collection of taxes, the advertisement to contain notice that taxes will be delinquent on November 15.

November 15. All property taxes which shall remain unpaid on November fifteenth of each year, shall thereby and thereupon become delinquent, and ten per cent. of the amount thereof shall be added thereto and become due as a part thereof.

December 1. On the first day of December of each year the Assessor shall prepare and advertise in some newspaper or

post in not less than three public places in each district, the names of all delinquent taxpayers owning property in such district, and the amount due by each.

December 1-30. During December of each year each Assessor shall advertise for tax returns to be made during the following January. The Board of Equalization shall also meet during December.

POLL TAX.

SECTION 3. An annual tax of one dollar shall be paid by every male inhabitant of this Republic between the ages of twenty and sixty years, unless exempted by law.

SCHOOL TAX.

SECTION 4. An annual tax of two dollars for the support of public schools shall be paid by every male inhabitant of this Republic between the ages of twenty and sixty years, unless exempted by law.

DISPOSITION OF SCHOOL TAX.

SECTION 5. All school taxes collected hereunder shall be paid by the Assessors into the Public Treasury, and the amount so paid in from each school district shall be a special deposit in the Treasury to the credit of and to be used solely in such school district, and to be paid out only upon the order of the Board of Education. The Minister of Finance shall under no circumstances, allow these special deposits or any part thereof to be used for any other purposes than to pay the drafts which may be drawn thereon by the Board of Education, unless otherwise directed by law.

ROAD TAX.

SECTION 6. An annual road tax of two dollars shall be paid by every male inhabitant of this Republic between the ages of twenty and sixty years, unless exempted by law.

PROVISIONS FOR WORKING OUT CERTAIN TAXES.

SECTION 7. The taxes due from Poll Taxes, School Taxes and Road Tax under this Act, may be worked out by the person taxed (in the discretion of the tax assessor), on the public roads of the District where he resides, under the direction of the Road Board of such District, but in the District of Kona, Island of Oahu, under the direction of the Road Supervisor, at the rate of fifty cents a day for at least ten hours' work. The certificate of the Chairman of such Road Board or of the Road Supervisor for the District of Kona, Island of Oahu, that such taxes have been worked out shall exempt such person from arrest for non-payment of taxes.

CART AND DRAY TAX.

SECTION 8. All carts, drays, wagons, brakes, or other vehicles used for the conveyance of freight or merchandise, shall be subject to an annual tax of two dollars each.

CARRIAGE TAX.

SECTION 9. All carriages, wagons, wagonettes, hearses and omnibusses drawn by one or more horses or mules, and used for the conveyance of persons, shall be subject to an annual tax of five dollars each, to be paid by the owners thereof.

DISPOSITION OF ROAD TAX.

SECTION 10. The taxes received from road, cart, dray and carriage taxes shall constitute the road taxes, and shall be expended in the making, maintaining and repairing of the public roads and highways in the several road districts wherein the same are collected, and shall not be expended in any other district.

All road taxes collected hereunder shall be paid by the As-

essor into the Public Treasury; and the amount so paid in from each road district shall be a special deposit in the Treasury to the credit of such road district, to be paid out only upon the order of the Chairman of the Road Board of such district, or such other officer as may be by law authorized to draw the same. The Minister of Finance shall under no circumstances allow these special deposits, or any part thereof, to be used for any other purposes than to pay drafts which may be drawn thereon by the Chairman of the respective Road Boards, unless otherwise directed by law.

DOG TAX.

SECTION 11. All male animals of the dog kind shall be subject to an annual tax of one dollar each, and all female animals of the dog kind shall be subject to an annual tax of three dollars each, to be paid by the owner thereof.

Any person having the custody or possession of, or who shall harbor any dog, male or female, shall be deemed the owner thereof under the provisions of this Act.

SECTION 12 Upon the receipt of said tax the Assessor shall number and register the same to the owner, and shall also furnish the owner with a metallic tag for each dog with number and year marked thereon, charging therefor the sum of ten cents, which tag the owner shall attach to the neck of the dog by a collar.

SECTION 13. It shall be unlawful for any dog that is liable to taxation under the provisions of this Act, to run at large without a collar and tag as herein provided, and the Marshal and Sheriffs, their several deputies, and every constable or member of the police force of the several divisions or districts of this Republic, are hereby directed to seize every dog not wearing a tag, and to confine it in a suitable enclosure for two days, during which time it shall be subject to redemption by

its owner by payment of the tax due, if any, and a penalty of fifty cents. All dogs not so redeemed within two days shall be sold by the Marshal or Sheriff, for the amount of the tax and penalty due, or as much more as can be obtained therefor, and if not so sold shall be immediately killed. Of the money so received the amount of the tax shall be paid into the Treasury as a Government realization, and the penalty of fifty cents shall be retained by the Marshal or Sheriffs or their Deputies, to defray the expenses of collecting, keeping and feeding such dogs.

Any person who shall use a tag not furnished in accordance with the provisions of this Act, or who shall use the same tag during two consecutive years, or who shall counterfeit any dog tag, or who shall fraudulently remove a tag from the neck of any dog, shall be guilty of a misdemeanor.

REAL AND PERSONAL PROPERTY TAX.

SECTION 14. Except as herein provided, all real property and all personal property within the Republic shall be subject to an annual tax of one per cent. upon the full cash value of the same.

DEFINITION OF REAL PROPERTY.

SECTION 15. The term "Real Property" for the purposes of this Act, shall mean and include all lands, and town lots and house lots with the buildings, structures, fences, wharves, improvements and other things erected on or affixed to the same.

DEFINITION OF PERSONAL PROPERTY.

SECTION 16. The term "Personal Property" for the purposes of this Act, shall mean and include all household furniture and effects, jewelry, watches, goods, chattels, wares and merchandise, machinery, Hawaiian ships or vessels, whether

at home or abroad, all moneys in hand, leasehold and chattel interest in land and real property, franchises, patents, contracts, growing crops, public stocks and bonds not exempted by law from taxation, and all animals not herein specifically taxed.

BASIS OF VALUE FOR TAXATION PURPOSES.

SECTION 17. All real and personal property and the interest of any person in any real or personal property shall be assessed separately as to each item thereof for its full cash value.

Provided however, that in all cases where real and personal property, or several classes or kinds or parcels of real or personal property respectively, are combined and made the basis of an enterprise for profit, the combined property forming such basis of such enterprise for profit, shall be assessed as a whole on its fair and reasonable aggregate value.

In estimating the aggregate value of each such enterprise for profit, there shall be taken into consideration the net profits made by the same, also the gross receipts and actual running expenses; and where it is a company being a corporation whose stock is quoted in the market, the market price thereof, as well as all other facts and considerations which reasonably and fairly bear upon such valuation.

In ascertaining the aggregate value of the property constituting an enterprise for profit for the purpose indicated by this Section, there shall be excluded therefrom the value of shares, in other Hawaiian Corporations, held or owned by such enterprise, and all property on which specific taxes are levied.

And further provided, that when any real estate or house is leased or rented, the sum of eight years' rental thereof shall be the assessment value of such real estate or house, unless such valuation shall be manifestly unfair or unjust.

INTEREST OF EACH PERSON ASSESSED SEPARATELY.

SECTION 18. The interest of every person in any property shall be separately assessed (except as herein provided in respect to shareholders in or members of companies), and every person shall be liable to taxation in respect of the full value of his interest in such property.

The interest of any person as tenant, lessee or occupier of any real property that is exempt from taxation, or the owner of which is exempt from taxation, shall be assessed to such tenant, lessee or occupier in respect of the value of his interest therein.

TAX A LIEN ON PROPERTY ASSESSED.

SECTION 19. Every tax due upon property shall be a lien upon the property assessed; and every tax due upon improvements upon real property assessed to others than the owner of the real property, shall be a lien upon the improvements; which several liens shall attach as of September first in each assessment year, and shall continue for two years.

FIRE AND MARINE INSURANCE TAX.

SECTION 20. All foreign marine and fire insurance companies carrying on business in the Republic, shall pay for and in respect of every one hundred dollars received by such companies or their agents respectively, for gross premiums, during the year preceding the assessment of taxes, the sum of one dollar, and such companies shall not be caused to pay any other taxes or duties under this Act.

INSURANCE AGENTS' RETURN.

SECTION 21. Every agent of such insurance company shall, within the time prescribed by law for taxpayers to make re-

turn or statements, deliver to the Assessor of the division in which said company shall have its principal office, agency or place of business in the Republic, a return showing the amount of gross premiums received by him or his company in or from the Republic, or any business transacted therein during the year preceding the first day of January of the year of such assessment of taxes. Any agent of any such company failing to make a return as aforesaid shall be guilty of a misdemeanor.

UNKNOWN OWNER. NON-RESIDENT.

SECTION 22. The taxable property of parties or persons unknown and of non-residents for whom no return is made, shall be assessed by the Assessor to "Unknown Owner" or "Non-Resident," and may be levied upon for all unpaid taxes.

DUTIES AND LIABILITIES OF AGENTS, TRUSTEES, ETC.

SECTION 23. Every agent for any person temporarily or permanently absent from the Republic, and every trustee, treasurer, executor, administrator or guardian, shall make returns for taxation, and be assessed separately in respect of each property or trust which he represents, and shall be chargeable with the tax payable in respect thereof in the same manner as if such property were his own.

Each such assessment shall be kept separate and apart from his individual assessment.

SECTION 24. Every such agent, and every trustee, treasurer, executor, administrator or guardian, shall be answerable for the performance of all such acts, matters or things as are required to be done by this Act, in respect to the assessment of the property he represents and the payment of taxes thereon, and shall be under and subject to the like penalty or liability for any neglect, refusal or default as though he owned such property. He may recover from any person in whose be-

half he is compelled to pay any tax, the amount so paid by him, or may retain out of the money which shall come to him in his representative character, so much, from time to time, as shall be sufficient to pay such tax, and shall be and hereby is indemnified for all payments which he shall make in pursuance of this Act.

DEFINITION OF COMPANY.

SECTION 25. The word "Company" when used in this Act shall mean any corporation incorporated under the laws of the Republic, and foreign corporations carrying on business in the Republic, or any co-partnership consisting of two or more persons carrying on business together.

COMPANY RETURNS. BY WHOM MADE.

SECTION 26. The returns, statements or answers herein required to be made shall, when made by a company being a corporation, be made by the president, treasurer, secretary or manager, or if a co-partnership, by some member thereof.

CORPORATION AND PARTNERSHIP SHARES NOT TAXABLE TO SHAREHOLDERS.

SECTION 27. The property of a company shall be assessed to the company under its corporate or firm name, and the individual stockholders or members thereof shall not be liable to be assessed in respect of their individual shares or interest in such companies.

TAXES ON MORTGAGED PROPERTY.

SECTION 28. The mortgagor of any property shall, in respect of such property, be liable to taxation only on the difference

between the whole value of the property mortgaged and the amount of money owing on the mortgage of the property.

Provided always, that the mortgagor shall append to the statement of the property belonging to him and required by this Act a statement of the date of the mortgage and of the amount secured thereby, and the names of the respective mortgagees.

In respect of the amount of money secured by such mortgage he shall pay the tax thereon, which payment shall be deemed to be a payment made by the mortgagor to the mortgagee on account of interest, or of principal and interest, as the case may be, and all money so paid by a mortgagor shall be allowed for in the account between the mortgagor and mortgagee.

TEN PER CENT. PENALTY FOR DELINQUENCY.

SECTION 29. If any property taxes shall remain unpaid after the fifteenth day of November in any year, ten per cent. of the amount of such taxes shall be added by the assessor to the amount of such taxes at said date, and shall become and be collected as part of such taxes.

SECTION 30. If any personal taxes or dog tax shall remain unpaid after the 31st day of March, ten per cent. of such taxes shall be added to the amount of such taxes at said date by the Assessor, and shall be collected as part of such taxes.

PERSONS EXEMPT FROM TAXES.

SECTION 31. The following persons shall be exempt from all internal taxes: The Diplomatic Agents of foreign countries and their attaches duly made known to the Department of Foreign Affairs.

The following persons shall be exempt from personal taxes: All clergymen of any Christian denomination regularly en-

gaged in their vocation, regular members of the Hilo Fire Department, and all officers and soldiers of the National Guard and Sharpshooters.

Provided however, that in order to secure such exemption, the commanding officer of such soldiers shall, on or before the first day of January in each year, deliver under oath to the Assessor of the division, a statement showing the names of such soldiers who are entitled to exemption.

SECTION 32. The several Assessors may, in their discretion, exempt from the payment of personal taxes, or any part thereof, any infirm and indigent person to whom the payment of such taxes would appear to be a great hardship because of their infirmity and poverty.

PROPERTY EXEMPT FROM TAXES.

SECTION 33. The following property shall be exempt from taxation:

Real and personal property belonging to the Government; to the Board of Education; to incorporated or private schools and in the actual use of such schools; to the Queen's Hospital; to religious societies and in the actual use of such societies, the land of such societies exempt from taxation being limited to church sites and burying grounds, such sites and burying grounds not to exceed five acres each in extent, and the Kapiolani Maternity Home.

THREE HUNDRED DOLLAR EXEMPTION.

SECTION 34. Provided however, that the tax of one per cent. herein imposed upon property shall be collected only upon property in excess of the value of three hundred dollars, be the same real or personal.

Such exemption shall be allowed in but one taxation dis-

trict of the Republic, and that taxation district shall be the one in which the property owner resides.

And further provided, that no exemption shall be allowed from the property of corporations, companies, estates of deceased persons or non-residents.

And further provided, that a tenant, lessee or occupier of any real property that is exempt from taxation, shall not by reason thereof be exempt from taxation, but shall be assessed and shall be subject to taxation, in respect to the value of his interest in any such real property.

APPOINTMENT AND REMOVAL OF ASSESSORS.

SECTION 35. The Minister of Finance, with the approval of the President, shall, for each taxation division of the Republic, appoint an Assessor and Collector of Taxes, who shall be called the "Assessor"; and in cease of death or removal of any Assessor, or a vacancy in that office, a new appointment shall be made in the same manner.

SECTION 36. Any Assessor may be removed by the said Minister with the consent of the President, whenever in his opinion such officer shall be incompetent, or corrupt, or shall have failed properly to perform the duties of his office.

APPOINTMENT AND REMOVAL OF DEPUTY ASSESSORS.

SECTION 37. Each Assessor shall appoint, and at his pleasure remove, as many deputies as in his opinion, with the concurrence of the Minister of Finance, may be required to properly perform the duties of assessing and collecting the taxes.

ASSESSOR'S BOND AND OATH.

SECTION 38. Each Assessor shall, within fifteen days after his appointment and before entering upon the duties of his

office, give to the Minister of Finance a good and sufficient bond conditioned for the faithful and impartial discharge of his duties according to law, in a sum not less than ten thousand dollars, with two or more sufficient sureties, who shall be residents within the Republic, and who shall each own within the Republic unencumbered real estate of the value of not less than ten thousand dollars; and each Assessor shall take and subscribe an oath before any person authorized to administer oaths, that he will faithfully, honestly and impartially perform and discharge the duties of his office to the best of his ability, which oath shall be filed with the Minister of Finance.

No Assessor shall enter upon his duties until his bond and oath of office shall have been filed with and accepted by the Minister of Finance.

DEPUTIES BOND AND OATH.

SECTION 39. Each assessor shall exact from each of his deputies a bond with two or more sufficient sureties, approved by the Assessor, in the sum of not less than two thousand dollars conditioned for the faithful performance of his duties. Such sureties shall be resident within the Republic, and shall each own unencumbered real estate of the assessed value of not less than two thousand dollars.

Each of such deputies shall take and subscribe an oath before any person authorized to administer oaths, that he will faithfully, honestly and impartially perform the duties of his office to the best of his ability.

It shall be the duty of the Minister of Finance and the several assessors to, from time to time, ascertain and assure themselves of the sufficiency of the sureties on any of the bonds hereinbefore required; and he or they or either of them shall

require new sureties at any time when the sureties on such bonds shall, in their opinion, become insufficient.

No Deputy Assessor shall enter upon his duties until his bond and oath of office shall have been filed with and accepted by the Assessor appointing him.

POWERS AND DUTIES OF DEPUTY ASSESSORS.

SECTION 40. Subject to the supervision and control of the Assessor of his division, every deputy shall, within and for the district for which he is appointed, have all the powers and authority and may do and perform all the duties of the Assessor, except the appointment of a deputy or deputies.

He shall also be subject to the same obligations and penalties to which the Assessor is subject.

RIGHTS, POWERS AND DUTIES OF ASSESSORS.

SECTION 41. Each Assessor shall be responsible for the acts of his deputy or deputies; for the correct and full assessment of the taxes within his division; for the collecting and accounting for the same, and the payment thereof into the Treasury.

LOCATION OF OFFICES.

SECTION 42. The several Assessors shall keep offices at such places in their respective divisions as the Minister of Finance shall direct, for the convenience of the public business, of which public notice shall be given.

SECTION 43. The successor of any Assessor or deputy Assessor shall be invested with the same powers and be subject to the same duties and liabilities as his predecessor, and shall collect all taxes then unpaid, and shall carry on any proceedings commenced by his predecessor.

Provided however, that the liability to collect, account for and pay over taxes shall only extend to the taxes uncollected at the time of entering on his duties.

SECTION 44. The executors, administrators, or personal representatives of a deceased Assessor, and all other persons into whose hands any tax list, papers and documents, books or taxes may come, shall deliver the same to the Minister of Finance.

COMPENSATION OF ASSESSORS AND DEPUTIES.

SECTION 45. Each assessor shall receive such compensation as the Legislature shall, from time to time, appropriate. Each deputy shall receive as full compensation for assessing and collecting, and all work done in connection therewith, such percentage of the taxes collected by him, including road and school taxes, not to exceed five per cent. as the Assessor, with the approval of the Minister of Finance, may decide.

Provided however, that the commissions so paid shall be a charge upon each tax separately.

MINISTER OF FINANCE TO FURNISH BLANKS, ETC.

SECTION 46. The Minister of Finance shall furnish to the Assessors all necessary books, blanks, blank receipts, stationery and dog tags.

MINISTER OF INTERIOR TO FURNISH MAPS AND RECORDS.

SECTION 47. For the purposes of assisting the Assessors in arriving at a correct valuation of the property within their respective divisions, the Minister of the Interior is hereby directed to cause to be forwarded to each Assessor at the end of each quarter an abstract of the conveyances and leases of real estate situate in his division, which shall have been en-

tered for record at the Registry of Conveyances during such quarter. He shall also, from time to time, cause to be prepared for the use of the several Assessors detail maps, so far as the material is available, of the respective tax divisions, showing original titles and areas, and, so far as possible, all present titles. He shall also each year furnish each Assessor with a certified copy of the annual corporation exhibits of all corporations owning property in his division, which are each year filed in the Interior Department.

ASSESSORS' MAPS AND RECORDS OPEN TO THE PUBLIC.

SECTION 48. It shall be the duty of each Assessor to gather and tabulate under appropriate heads and in proper books, all information necessary or proper for the ascertaining of values of property in their respective divisions; such information and all maps and records made, obtained or received by such Assessor shall be public records, and in case of his death, removal or resignation, shall immediately pass to the care and custody of his successor; such information and all maps and records connected with the assessment and collection of taxes shall, during business hours be open to the inspection of the public.

ASSESSOR'S NOTICE OF TIME AND PLACE OF ASSESSMENT.

SECTION 49. It shall be the duty of the Assessor of each division, or of his deputies, to give public notice during the month of December of each year, by written or printed advertisement or posters, to the taxpayers of each district in his division fixing a time and place during the month of January following of each year, at which such taxpayers shall render to such Assessor or his deputies a statement, list or return of all property, real or personal, belonging to them or of which

they had possession or control on the first day of January of that year, and of all animals subject to taxation in their possession on that day, and of all persons in their employ on that day.

NOTICE OF ASSESSMENT OF UNRETURNED PROPERTY.

SECTION 50. Each Assessor shall at any time add to his assessment or tax list, any person or property theretofore omitted, notice thereof shall be given to the owner, if known, within ten days after such addition; and any such notice addressed to him at the place in which he resides and sent by mail, postage prepaid, shall be a sufficient notice.

NOTICE OF INCREASE OF ASSESSMENT TO NON-RESIDENTS.

SECTION 51. In case any assessor shall raise the valuation of any property above the value stated in the assessment return herein provided for, made by any non-resident, or shall refuse to allow a claim for exemption made by such non-resident, such Assessor shall, on or before the first day of July in each year, send a written notice by depositing the same in the Post Office, postage prepaid, addressed to the last known place of residence, of such non-resident, describing the property, the valuation of which has been so raised, and stating the proposed assessment thereof; or stating the exemption refused, as the case may be.

RIGHT OF EXAMINATION FOR PURPOSE OF TAXATION.

SECTION 52. For the purpose of properly assessing and listing property for taxation the Assessors shall each have the right and power;

To inspect and examine the records of all public offices, without charge;

To enter, after making known his intention to the owner or occupant thereof, and examine, so far as is necessary to ascertain their value, all buildings, premises or property whatsoever, except dwelling houses;

To examine under oath any person or persons whom he may suppose to have a knowledge of any property liable to taxation, or in whose hands money or property may be on deposit.

ASSESSORS AND DEPUTIES MAY ADMINISTER OATH.

SECTION 53. Each Assessor and each deputy Assessor shall have power to administer all oaths or affirmations required to be taken or administered under this Act.

SECTION 54. Each Assessor shall make a full, true and complete assessment of all persons, companies and property in his division, liable to taxation in each district, and shall make an alphabetical list of all such persons and companies and the personal and property taxes assessed to each.

The personal property may be in gross and the real property in parcels and lots, with a description as far as practicable.

SECTION 55. In each year on or before the first day of September, each deputy Assessor shall, after making such changes as shall be ordered by any court having jurisdiction so to do, make two copies of the assessment of the district which shall be signed and sworn to by him. One of such copies shall be filed with the assessor of the division. Such list shall be the list in accordance with which taxes shall be collected. No changes in or additions to such assessment shall thereafter be made, except to add thereto property or taxes that may have been omitted therefrom.

The assessors of the second, third and fourth divisions shall cause to be made and filed with the Minister of Finance, an abstract of the assessment book or list of each district in their respective divisions. This abstract shall clearly and distinctly

set forth the footings of each page in the respective assessment books or lists as well as the totals of the whole assessment.

ASSESSORS' RESPONSIBILITIES.

SECTION. 56. Each assessor shall collect all taxes in his division according to the assessment or tax lists or books and supplemental lists or books herein provided for. He shall duly and accurately account to the Minister of Finance for an honest, impartial and proper assessment; for the collection and the amount of taxes according to the assessment and tax lists and supplemental lists, and shall be liable and responsible for the full amount of such taxes assessed, unless he shall under oath account for the non-collection of the same to the full satisfaction of the Minister of Finance. He shall, from time to time pay over to the Minister of Finance all taxes collected, at such times as the Minister of Finance shall direct.

SECTION. 57. Each assessor or his deputy shall, between the first of September and the fifteenth of November of each year, for the convenience of taxpayers attend at certain times or places in each district for the collection of taxes.

Public notice of the time or times, place or places of such attendance and the object thereof shall be given by advertisement in a weekly newspaper or newspapers, and by posting a notice of the same in at least three conspicuous places in each district. Such notice shall also contain a statement that all taxes not paid by November fifteenth will be delinquent and subject to a penalty of ten per cent. additional, and that the delinquent tax list will be published on or after December first following.

Each taxpayer shall pay all property taxes due by him, to the assessor or his deputy, on or before the fifteenth day of November of the year in which they are assessed, and no

other notification or demand than that herein provided for shall be required or necessary.

No notice need be published and no demand for payment shall be necessary concerning the payment of personal and dog taxes, except as hereinafter set forth.

PUBLICATION OF DELINQUENT TAX LIST.

SECTION 58. As soon after December first of each year as practicable each assessor shall publish in the English language in one weekly newspaper, once each week for four successive weeks or by public poster, the names of the delinquent taxpayers in his division and the amount of assessed taxes and penalties remaining delinquent by each such taxpayer.

The amount of taxes and penalties unpaid by each delinquent need only be stated in the aggregate.

Such list shall be certified to and signed by the assessor. Such list may be published either in the body of such paper or as a supplement.

Each assessor shall also cause a copy of such list to be posted in at least eight public and conspicuous places in each taxation district in his division.

The sum of fifty cents shall be added to each delinquent tax assessed and published, as costs, and shall be collected by the assessor or his deputy as a part thereof.

ENFORCEMENT OF DELINQUENT TAXES.

SECTION 59. If any tax be unpaid when due, the assessor may proceed to enforce the payment of the same, with all penalties as follows:

1. By distress upon so much of the goods and chattels of the delinquent tax-payer as he may deem sufficient to satisfy the payment of the taxes due and interest thereon from

the date when the same became due and all penalties and costs and expenses of such distress.

2. By suit or action in assumpsit, in his own name, on behalf of the Republic of Hawaii, for the amount of taxes, penalties and costs and interest, in any District Court, irrespective of the amount claimed. Execution may issue upon any judgment rendered in any such suit, which may be satisfied out of any real or personal property of the defendant in such suit, without other or further authority.

3. In case of personal taxes, that is to say the poll-tax, road tax and school tax, by arrest of the person and sentence to imprisonment in the manner set forth in the succeeding section.

DELINQUENT PERSONAL TAXES.

SECTION 60. In case of personal taxes due and unpaid on the first day of January in each year, if no personal property can be found whereon to distrain, the assessor may cause the arrest and detention of the person of such tax-payer by and under a warrant issued and signed by the assessor or his deputy in substance in the form following, viz.:

Republic of Hawaii, Island of.....District of.....
To.....Marshal or any Constable or police
officer of the District of.....Island of.....
of....., in the Island of.....having
failed and neglected to pay the sum of.....dollars
assessed upon him for personal taxes for the year.....
now due, and unpaid, and no property being found belonging
to the saidwhereon to levy by distress;

Therefore, by virtue of the authority in me invested by law, I hereby order and command you to forthwith arrest and take said.....before.....,
District Magistrate of....., Island of.....,
to show cause, if any he has, why he, the said.....,

should not be sentenced by said Magistrate to be imprisoned at hard labor until he discharge the amount of said tax and costs as by law provided.

Hereof fail not but of this order with your proceedings thereon make due return. Given under my hand this..... day of....., A. D.....

.....
Assessor of.....Division, Island of.....

ARREST, TRIAL, PENALTY FOR DELINQUENT TAXES.

SECTION 61. The officer receiving such warrant shall forthwith arrest the person therein named and take him before the District Magistrate named in the warrant. Such magistrate shall, if no legal cause be shown for the non-payment of said personal taxes, sentence such person to be imprisoned at hard labor until he discharge the amount of such taxes and the costs of arrest and hearing at the rate of fifty cents per day.

Costs shall be the usual costs of District Courts.

The payment at any time of the amount of taxes and costs due shall release the person arrested.

PROCEDURE UPON DISTRESS FOR TAXES.

SECTION 62. Distress of goods and chattels for taxes shall be effected by seizure and sale of personal property of the delinquent taxpayer. The Assessor or Deputy Assessor shall take possession of and keep such distrained property until the sale.

After taking possession the Assessor or Deputy shall sell the property at public auction after first giving five days' public notice of the time and place of such sale by advertisement in a newspaper, if one be published in the district,

or by posting such notices in at least three public places in the district where such sale is to be held.

Such sale shall take place within ten days after seizure, except that one continuance may be had not to exceed one week.

Sufficient property shall be sold to pay all taxes, penalties, costs and charges.

On payment of the price bid for any property sold, the delivery thereof with a bill of sale from the Assessor or his deputy shall vest the title of such property in the purchaser. No charge shall be made for such bill of sale. All surplus money received upon any such sale after the payment of the taxes, penalties, costs and expenses shall be returned to the owner of the property sold, and until claimed shall be deposited in the Assessor's office subject to the order of the owner.

Any unsold portion of the property seized may be left at the place of sale at the risk of the owner.

If the owner of property seized desires to retain or regain possession thereof he may give a sufficient bond and surety to produce the property at the time and place of sale, or pay all taxes, penalties and costs.

PROCEDURE AGAINST UNKNOWN OR NON-RESIDENT DELINQUENTS.

SECTION 63. In all cases where taxes assessed to persons unknown, or to non-residents of the division, are delinquent and unpaid when due, action may be brought for such taxes and penalties thereon, and the defendant may be named as unknown, or by name if known and a non-resident, as the case may be. In any such case it shall be a good and sufficient service of summons binding on all parties in interest, if, under the order of the Magistrate of the District Court,

the title and substance of the action and summons, including a return day, and calling on all parties in interest to appear and defend, shall be published in some weekly newspaper of the Republic for three consecutive weeks, and the Magistrates of the District Courts of the Republic are hereby given jurisdiction to order such service.

All such actions shall be heard and determined in the same manner as though personal service was obtained, and judgment may be entered and execution issued and levied upon property for which the tax was assessed or upon property of any such non-resident who may be known.

POLICE MUST ASSIST ASSESSORS.

SECTION 64. Any assessor when resisted or impeded in the exercise of his office may require any constable, or other officer of police to aid him in the discharge of his duties and if any such officer shall refuse to render such aid he shall be deemed guilty of a misdemeanor.

BOARD OF EQUALIZATION.

SECTION 65. For the purpose of equalizing assessments of property, as far as practicable, throughout the Republic, the several assessors, with the Minister of Finance as chairman, shall constitute a Board of Equalization, which shall hold a meeting in Honolulu in the month of December of each year, at such time as may be designated by the Minister of Finance, when such general rules regarding assessments and valuation shall be adopted, as may be deemed proper and equitable, and not inconsistent with any existing law.

TIME OF ASSESSMENT.

SECTION 66. Property shall be assessed each year, with

reference to the quantity and value of the same on the first day of January of such year, except as by this Act otherwise provided.

TAX RETURN.

SECTION 67. Each person liable to pay taxes and every owner or possessor of any property, real or personal, whether entitled to exemption or not, shall in the month of January of each year give in to the Assessor or Deputy Assessor of the district in which said property is located a written or printed taxation return, signed and sworn to by him, enumerating the following facts, viz.:

1. The description, situation, and value of the real and personal property subject to taxation belonging to such person, including moneys deposited with trustees, agents or other persons of every kind and from every source, or of which such person had the possession, custody or control on the first day of January then being or immediately preceding.

2. All leases, mortgages, incumbrances and charges secured thereon respectively, with the names and residences of the persons to whom such leases, mortgages, incumbrances or charges are made or owing.

3. All animals subject to taxation which were in the possession, custody or control of the person making the return on the said first day of January.

4. The names and nationalities of all persons subject to taxation in the employ of such persons on the said first day of January.

SECTION 68. If any of the property by this Act directed to be returned shall consist of real and personal property, or several classes or kinds or parcels of real or personal property, respectively, which are combined and made the basis

of an enterprise for profit, the person making the return shall give a detailed description of such property and state the aggregate value thereof, taking into consideration the net profits made by the same, also the gross receipts and actual running expenses, and where it is a company, being a corporation whose stock is quoted in the market, the market price thereof, as well as all other facts and considerations which reasonably and fairly bear upon such valuation.

He shall state what, if any, the net profits as well as the gross proceeds and actual running expenses of such enterprise have been during the twelve months next preceding; and if known, what sale or sales of stock or other interest in such enterprise have taken place during the twelve months next preceding, giving the name of the person selling, the person buying, the number of shares or proportion of interest sold upon each sale; and, when known, the purchase price thereof.

PENALTY FOR FAILURE TO MAKE RETURN.

SECTION 69. If any person shall refuse or neglect to make said return, or shall decline to take oath to the accuracy thereof, the assessor may make such assessment according to the best information within his reach, and the same shall be binding and conclusive upon all parties, and shall not be subject to appeal.

PERSONAL AND DOG TAXES, WHEN DUE.

SECTION 70. All personal taxes and dog taxes shall be due and payable on and after the first day of January in the year in which they are assessed. All other taxes shall be due and payable on and after the first day of September in each year.

PUBLIC INSPECTION OF ASSESSMENTS.

SECTION 71. It shall be the duty of each assessor or his deputy to attend on all days except Sunday between the first day of July and the fifteenth day of July of each year at some convenient place or places in his division or district, between the hours of nine o'clock in the forenoon and four o'clock in the afternoon with his assessment or tax list, which shall during such times be open for the inspection of all persons liable to taxation in the district without fee or reward.

Written or printed notice of such places shall be given by advertisement in a weekly newspaper, and by posting a notice in at least eight conspicuous places in each District, of the time and places at which such tax lists shall be open for inspection in such district.

NOTICE OF APPEAL.

SECTION 72. Any person whose name may appear on such tax list, who shall have made his return to the assessor as hereinbefore provided, and, if entitled to exemption, shall have claimed such exemption, and who may deem himself aggrieved by any change made by the Assessor in the valuation of the property as returned; or in the amount and character thereof, or whereby the amount payable by such person is increased beyond the amount which would be payable by him according to such return; or whose claim for exemption shall not have been allowed, may appeal from such assessment on lodging with the Assessor or Deputy Assessor on or before the twentieth day of July, a notice thereof in writing, stating the grounds of his objection to the assessment or to any part thereof, and depositing therewith the costs of such appeal.

COSTS.

SECTION 73. When the exemption or reduction claimed from the tax list shall amount to two dollars and under, the costs to be deposited shall be twenty-five cents; over two dollars and up to five dollars, fifty cents; and fifty cents for every additional five dollars or portion thereof, of exemption or reduction claimed.

CERTIFICATE OF APPEAL.

SECTION 74. On receiving the amount of costs and the statement of appeal the assessor shall grant to the person appealing a certificate in substance in the form following:

.....Taxation DivisionDistrict.

This is to certify thatof this District is assessed for the year 18... as follows:

Value real estate	\$:.....
Value personal property
Dog tax
Cart, dray and carriage tax
Poll, school and road tax
Total	<hr/> \$.....

That he disputes the following items of such assessment, viz:

Real property	\$:.....
Personal property
Dog tax
Cart, dray and carriage tax
Poll, road and school tax
Total amount disputed	<hr/> \$.....

And has duly appealed from such assessment.

That I have received on deposit the sum of \$..... for the costs of this appeal.

Dated18.....

.....

Assessor (or Deputy Assessor).

TAX APPEAL COURT.

SECTION 75. Three suitable persons shall be appointed by the Minister of Finance for each taxation district to hold office for one year, who shall respectively constitute Courts of Appeal to hear and determine all appeals and objections duly taken under this Act in their several circuits, or in the Island of Oahu as the case may be. Provided however, that no assessor or his deputy shall be appointed to sit or act as member of any such Court of Appeal.

SECTION 76. To constitute a quorum of such Court it shall be necessary that the President and one other member shall be present. The decision of the Court or a majority of its members shall be final and conclusive, except as hereinafter provided, and a copy thereof shall be given to the assessor and also to the appellant.

SECTION 77. The assessor shall alter or amend the taxation list and copy thereof, in conformity with the decision of the Court.

POWERS OF TAX APPEAL COURTS.

SECTION 78. Every such Court shall in respect to the summoning and examination of witnesses, and the production of papers and documents, and the punishment for contempts and carrying on the business of the Court, have all the powers and authorities of a Circuit Judge at Chambers.

SECTION 79. The said Court shall hold sittings in each taxation division between the first day of August and the 20th

day of August in each year, at such times and places as the several presiding officers thereof shall appoint, and may adjourn from time to time as may be necessary.

PAY OF COURTS.

SECTION 80. The members of the said Courts shall receive and be paid out of the public treasury, compensation for their services at the rate not exceeding five dollars per day for each days actual attendance, and their actual traveling expenses.

TAXATION OF COSTS.

SECTION 81. In the event of an appeal or objection being sustained in whole, the costs deposited shall be returned to the appellant; but if the appeal or objection shall be sustained in part only, then a part of the costs paid proportionate to the amount for which the appellant shall obtain judgment shall be returned to him.

APPEAL TO SUPREME COURT.

SECTION 82. If any tax appeal court shall reduce the valuation of any property below the valuation placed thereon by the Assessor;

Or shall value the property at a greater valuation than that placed thereon in his tax return by the person making the return thereof;

The Tax Assessor or the taxpayer as the case may be, may at any time within twenty days appeal to the Supreme Court from such decision of such tax appeal court, by filing a notice of appeal, and if the appellant is the taxpayer, depositing with the Chairman of such Court the sum of one hundred dollars, or file in lieu thereof, a bond with sufficient surety to the Clerk of the Supreme Court in the sum of one hundred dollars, con-

ditioned to pay all costs of such appeal in case the same is not sustained.

CERTIFICATE OF APPEAL TO SUPREME COURT.

SECTION 83. Upon any appeal being perfected as aforesaid the Chairman of the Tax Appeal Court from which such appeal is taken shall immediately certify up to the Supreme Court the record of all proceedings had before such Tax Appeal Court, in and concerning such cause, in which certificate there shall be set forth:

(1). The valuation of the property in dispute claimed, by the Assessor.

(2). The valuation of the same, claimed by the taxpayer.

(3). The valuation placed thereon by the Tax Appeal Court.

Such certificates shall be accompanied by a copy of the evidence taken before such Tax Appeal Court and the decision of such Court in such cause.

EVIDENCE ON APPEAL TO SUPREME COURT.

SECTION 84. Upon any appeal to the Supreme Court under the provisions of this Act, the evidence taken before the Tax Appeal Court in connection with such appealed cause, shall be considered by the Supreme Court, and it may also in its discretion allow further evidence to be introduced by either party.

COSTS ON APPEAL TO SUPREME COURT.

SECTION 85. The costs of any such appeal to the Supreme Court to be paid by the taxpayer if the decision of such Court is against him, shall be the same as in other appeals to the Supreme Court.

No costs shall be assessed to or payable by the assessor.

If the decision of such court is in favor of the taxpayer, he shall not pay any of the costs of such appeal.

TAX RECORDS ARE PRIMA FACIE EVIDENCE.

SECTION 86. The assessment or tax lists; tax books and copies thereof and delinquent lists showing unpaid taxes assessed against any person or property, shall be prima facie proof of the assessment of the property and person assessed, the amount of taxes due and unpaid and the delinquency in payment, and that all forms of law in relation to the assessment and levy of such taxes have been complied with.

ASSESSMENT NOT INVALIDATED BY INFORMALITY.

SECTION 87. No assessment or act relating to the assessment or collection of taxes shall be illegal or invalidate such assessment or collection, on account of mere informality, nor because the same was not completed within the time required by law.

OFFENSES AGAINST THIS ACT DEFINED.

SECTION 88. Any person who shall knowingly and wilfully make and deliver any false return or valuation of property, or make any false answer in relation to his property or property in his possession or control, for the purpose of evading the assessment thereof, or by any falsehood, wilful neglect, fraud, act or contrivance whatsoever used or practiced, evade or attempt to evade assessment of his property or of property concerning which such person is required to make a statement, list or return for assessment, shall be deemed guilty of a misdemeanor.

SECTION 89. All persons wilfully aiding, abetting or assisting in any manner whatsoever any person to commit any of the

foregoing acts or misdemeanors, shall likewise be deemed guilty of a misdemeanor.

SECTION 90. All assessors and deputy assessors and all police officers and constables on whom duties are imposed under the provisions of this Act, who shall wilfully fail or refuse or neglect to faithfully perform any duty or duties of him required by the provisions of this Act shall be deemed guilty of a misdemeanor.

PENALTY.

SECTION 91. Any person convicted of any misdemeanor under the provisions of this Act shall be punished by fine of not more than five hundred dollars.

JURISDICTION OF DISTRICT MAGISTRATES.

SECTION 92. The several district magistrates in the Republic shall have jurisdiction to try and determine misdemeanors arising under this Act, and all complaints for the violation of any of the provisions of this Act, and to impose any of the penalties therein described, and shall also have jurisdiction to hear and determine all civil actions, suits and proceedings for the collection and enforcement of collection and payment of all taxes assessed hereunder, notwithstanding the amount claimed.

REPEALED LAWS.

SECTION 93. Section 26 of Chapter 61 of the Laws of 1892, is hereby repealed, such repeal to take effect upon the date of the publication hereof. The other and remaining sections of Chapter 61 of the Laws of 1892, are hereby repealed, such repeal to take effect on the 31st day of December, 1896.

REPEAL NOT RETROACTIVE.

SECTION 94. Such repeal shall not impair or affect any act or thing done, or any right accruing, accrued or acquired, proceedings taken, penalties or liabilities incurred, taxes assessed and unpaid, appointments, orders, returns and regulations made, certificates granted or Court constituted under the said repealed laws or any of them; and all matters, civil or criminal commenced under or by virtue of the laws so repealed or any of them, and pending when this Act goes into effect, may be prosecuted and defended to final issue in the same manner as they might under the laws theretofore existing.

SECTION 95. All taxes now assessed and unpaid shall be due and payable and may hereafter be sued for, distrained for, enforced and collected notwithstanding the repeal of the above named laws as if said repealed laws were in force.

SECTION 96. Any person who, when this Act takes effect, shall hold any office under any Act hereby repealed shall continue to hold the same according to the tenure thereof and have the powers to him herein granted until his successor shall be appointed and qualified.

SECTION 97. This Act shall take effect and be in force from and after the 31st day of December, 1896, excepting Sections 17, 68, 82, 83, 84, and 85, and so much of Section 93 as repeals Section 26 of Chapter 61 of the Laws of 1892, which said Sections and portion of a Section shall take effect and be in force from and after the date of the publication thereof.

Approved this 3rd day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 52.

AN ACT TO AMEND SECTIONS 527 AND 530 OF THE CIVIL CODE, AS AMENDED BY CHAPTER 10 OF THE SESSION LAWS OF 1878, AND TO REPEAL CHAPTER 35 OF THE SESSION LAWS OF 1892, ENTITLED "AN ACT TO CREATE THE PORTS OF HANA, ISLAND OF MAUI, AND OF WAIMEA AND MAKAWELI, ISLAND OF KAUAI, PORTS OF ENTRY," APPROVED AUGUST 25, 1892, AND TO REPEAL CHAPTER 14 OF THE SESSION LAWS OF 1892, ENTITLED "AN ACT TO CREATE AN ADDITIONAL PORT OF ENTRY AND DEPARTURE OF VESSELS FROM FOREIGN COUNTRIES IN THE COLLECTION DISTRICT OF KAWAIIHAE, IN THE ISLAND OF HAWAII," APPROVED JULY 29, 1892.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. That Section 527 of the Civil Code be and the same hereby is amended, so that the same shall read as follows:

"Section 527. There shall be and are hereby created the following Ports of Entry and Departure of Vessels:

Honolulu in the Island of Oahu; Lahaina, Hana and Kahului, in the Island of Maui; Hilo, Honoipu, Mahukona, Kealakeakua and Kailua, in the Island of Hawaii; Koloa, Waimea and Makaweli, in the Island of Kauai; the said ports of Waimea and Makaweli shall be treated as one port of entry, and designated the Port of Waimea; but in passing from port to port, or in any other manner, no foreign vessel shall engage in the coasting trade in this Republic."

SECTION 2. That Section 530 of the Civil Code be and the same is hereby amended, so that the same shall read as follows:

"Section 530. The Hawaiian Islands shall be divided into the following Collection Districts: The Island of Hawaii into

three, to be called the Districts of Hilo, Kohala and Kona. The Collection District of Hilo shall comprise all those portions of Hawaii, known as Kau, Puna and Hilo; the Collection District of Kohala, all those known as Hamakua and Kohala, and the Collection District known as Kona, all that known as North and South Kona. Of the Islands of Maui, Molokai and Lanai and Kahoolawe, the Collection District of Lahaina shall comprise the Islands of Molokai, Lanai and the District of Lahaina; the District of Wailuku shall comprise the Taxation Districts of Makawao, Hana and Wailuku. The Island of Oahu shall be known as the Collection District of Honolulu. The Islands of Kauai and Niihau shall be known as the Collection District of Koloa."

SECTION 3. This Act shall take effect and become a law at the date of its approval.

Approved this 3rd day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 53.

AN ACT TO PROVIDE FOR THE PERMANENT SETTLEMENT OF KAPIOLANI PARK.

Whereas the Kapiolani Park Association, a chartered corporation of the Hawaiian Islands, holds certain premises in the District of Honolulu, including the lands known as the Kapiolani Park and certain lots adjacent thereto, by lease from the Crown Commissioners having upwards of twenty-two years to run, and by a lease from Allen Herbert, having upwards of ten years to run, and by a deed of conveyance

from the trustees of the Lunalilo Estate recorded in the Hawaiian Registry of Deeds in Book 83, pages 135 and following:

And Whereas William G. Irwin is now the owner of the fee of the premises leased by said Allen Herbert as aforesaid;

And Whereas a number of house-lots within said premises and on the outskirts of the said Park have been laid out by said Association, and by it leased and sub-let to persons, some of whom have improved and occupied the same, the said William G. Irwin now holding under such leasing and sub-leasing thirty-seven of said lots, to wit: nineteen on the beach and eighteen mauka, the aggregate area of said thirty-seven lots being 10.02 acres;

And Whereas the said William G. Irwin has proposed to the Executive Council to convey that part of his said fee simple premises now under lease to the Kapiolani Park Association that lies within the Park proper (except 35-100 of an acre thereof reserved by him), containing 25.65 acres, to the Government upon the consideration that the Government shall by sufficient proceedings cause the Park proper, that is to say, all the said premises heretofore known as Kapiolani Park, and used as a public park, except as aforesaid, to be permanently set apart as a free public park and recreation ground forever, and also shall without further consideration or cost furnish him, the said William G. Irwin, a fee simple title to the thirty-seven lots, held by him as aforesaid, and shall also surrender to him, the said William G. Irwin, the lease upon that portion of his said fee simple land lying outside of the boundaries of the Park proper;

And Whereas the said Association is ready to do all things necessary for it to do to carry out the said permanent establishment of said Park, including a surrender, release and conveyance to the Government of all its remaining interests and rights to all the premises aforesaid, subject only to the rights

of third parties in the lots aforesaid, and delivery of all its tools, carts and other personal property used in the care of said Park: Now Therefore

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The President, with the approval of the Cabinet, is hereby authorized to arrange with the said William G. Irwin and the said Kapiolani Park Association a plan to create the said Kapiolani Park into a permanent public park and recreation ground, and to accept a conveyance of the said 25.65 acres from the said William G. Irwin, and the surrender, release and conveyance from the Kapiolani Park Association aforesaid, subject to the rights of third parties in any of said lots, and to convey to said William G. Irwin the lease upon that portion of his said fee simple land retained by him as aforesaid, and thereupon to convey the remainder of the premises, including the 25.65 acres and not including any of the said adjacent lots, by trust deed to six persons to be selected as hereinafter provided, and to their heirs and successors in trust forever, for the maintenance of a free public park; and to do all other acts and things necessary or incidental to the carrying out of this Section.

SECTION 2. The selection of the said six persons and their successors in interest shall be as follows: The President with the approval of the Cabinet shall select three, and the Kapiolani Park Association shall select three. The six persons so selected shall be divided by ballot into three classes of two each, and shall thereupon be commissioned by the President as follows: the first class for six years, the second class for four years, and the third class for two years; and as the terms of such classes shall expire, the vacancies shall be filled by new appointments for terms of six years, by the President with the approval of the Cabinet, so that thereafter there shall be

a continued succession of such classes, each one having a tenure of office of six years, and one class going out of office every two years.

SECTION 3. Such body of trustees shall be called the Honolulu Park Commission, and shall have the possession, control and management of the Kapiolani Park and all property belonging thereto, and the administration of all funds which may be hereafter received on account of the said Park from Government appropriations or otherwise and shall serve without pay.

SECTION 4. The said Commission shall possess the powers and privileges of a corporation, except as herein limited.

SECTION 5. The following powers in relation to the said Kapiolani Park are hereby granted to the said Commission, to wit: to prevent trespass, to lay out, construct and maintain carriage roads and bridal paths, to plant and remove trees and shrubs, to construct reservoirs for the storage of water and drains for the removal of water, to sell such products of the said Park as may be incidentally produced in the management thereof, to erect necessary buildings for the use of workmen and for storage purposes, to grant and terminate franchises and permits for public entertainments, competitive exercises and exhibitions, and to make and enforce regulations for the protection of the grounds, and the tree and plant growth of said park and the products of such growth, and for the conduct of such entertainments, competitive exercises and exhibitions, and all persons using the public privilege of the said park, and all other powers necessary to the proper management of the said park.

SECTION 6. The said Commission shall not have authority to lease or sell the land comprising the said park or any part thereof, nor to compel the payment of an entrance fee as a condition to the admission of any one to the grounds of the same;

provided, that the said Commission may authorize the proprietors or managers of any special entertainment or exhibition which may be permitted within the Park limits, to charge and collect fees for admission to such entertainment or exhibition.

SECTION 7. The said Commission may, with the approval of the Executive Council, grant a right of way through such Park on a line parallel with the makai street thereof, to any car system, but such right of way shall not extend further than from the makai West Entrance to the makai South-east end thereof.

SECTION 8. This Act shall take effect from the date of its publication.

Approved this 6th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 54.

AN ACT TO AMEND SECTION 68 OF CHAPTER LVII OF THE LAWS
OF 1892, RELATING TO APPEALS.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Section 68 of Chapter LVII of the Laws of 1892, is hereby amended so as to read as follows:

"Section 68. Appeals shall be allowed from all decisions of District Magistrates in all matters, whether civil or criminal, to the Circuit Court of the same Circuit, whenever the party appealing shall file notice of his appeal within five days, and shall pay the costs accrued within ten days and, if it is a civil cause, shall deposit a sufficient bond in the sum of one hundred

dollars conditioned for the payment of the costs further to accrue in case he is defeated in the Court above, or money to the same amount within ten days after the decision appealed from; provided however, that if in his notice of appeal he signifies his desire to waive a jury, he shall only be required to deposit as surety for further costs a bond in the sum of twenty dollars, or money to the same amount. And in such case, if it is a civil cause, if the appellee, or any appellee in the cause, shall desire to have it tried before a jury on appeal, he shall not be denied if he shall, within twenty days after the decision appealed from, file his motion to that effect in the Circuit Court, and shall deposit his bond or money in the sum of one hundred dollars for the payment of costs to accrue in case he is defeated in the Court above. But in case such waiver of Jury by the appellant is not objected to by any appellee as signified by his motion for a trial by jury as aforesaid, the cause shall be tried without a jury, and may be tried by the Circuit Judge in vacation by agreement of parties. And after the trial and conclusion of such cause on appeal, whether by verdict of a jury or by the decision of the Circuit Judge, jury being waived as aforesaid, there shall in such cause be no further trial of the issue of fact (unless a new trial of such cause shall be awarded according to law), but exceptions upon questions of law may be taken to the Supreme Court, and further provided, that any appeal solely upon points of law from a decision of a District Magistrate shall be so stated in the notice of appeal, and such appeals upon points of law may be made either to the Circuit Court of the same Circuit, or to the Supreme Court, at the option of the party appealing, and such appeal shall be heard and determined without the intervention of a jury; and the bond shall be the same as hereinbefore provided in the case of waiver of Jury.

If the appeal shall be in a criminal cause other than a capital case, the appellant may in his notice of appeal signify his de-

sire to waive the trial of such appeal by a jury, or when any such cause is called for trial before a jury the appellant may in open court waive a trial by jury. In case of the waiver of a jury trial as aforesaid the cause may be set down for trial at any time either in term time or in vacation, and when such cause shall have been tried and determined there shall not be any further trial on the facts, except on the granting of a new trial according to law, but exceptions upon questions of law may be taken to the Supreme Court."

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 6th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 55.

AN ACT RELATING TO THE ACKNOWLEDGMENT AND RECORDING OF INSTRUMENTS IN WHICH THERE ARE INTERLINEATIONS, ERASURES OR CHANGES, AND TO INTERLINEATIONS, ERASURES AND CHANGES IN THE RECORDS OF THE REGISTRY OF CONVEYANCES.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. It shall be the duty of every Notary Public or the officer authorized to take acknowledgments to instruments, before taking any acknowledgment, to first carefully inspect any instrument proposed to be acknowledged before him, and ascertain whether there are any interlineations, erasures or changes in such instrument.

If there are any such interlineations, erasures or changes, he shall call the attention thereto of the person offering to acknowledge such instrument, and if they are approved by such person, the said acknowledging officer shall place his initials in the margin of said instrument opposite each such interlineation, erasure or change, and shall note at the foot of the instrument before the acknowledging clause what each such interlineation, erasure or change consists of, and the number of the page and line on which it occurs.

SECTION 2. Every Notary Public or other person authorized to take acknowledgments to instruments who shall take the acknowledgment of any person to any instrument in which there are interlineations, erasures or changes, and who shall fail to observe or perform the requirements, or any of them, of the last preceding Section, shall be liable, upon conviction thereof before any District Court, to a fine not to exceed the sum of Two Hundred Dollars.

SECTION 3. No instrument in which there are interlineations, erasures or changes shall be recorded by the Registrar of Conveyances, unless the same are duly initialed and noted by the officer or officers taking the acknowledgment or acknowledgments to the same.

SECTION 4. Each and every interlineation, erasure or change made in any record in the office of the Registrar of Conveyances, shall be initialed in the margin by the Registrar or his Deputy, and the interlineation, erasure or change made shall be noted at the foot of the record in the handwriting and over the signature of the Registrar or of his Deputy.

Approved this 6th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 56.

APPROPRIATIONS FROM CURRENT RECEIPTS, COMMENCING THE FIRST DAY OF JANUARY, 1896, AND ENDING ON THE 31ST DAY OF DECEMBER, 1897.

AN ACT MAKING SPECIAL APPROPRIATIONS FOR THE DEPARTMENTAL USE OF THE GOVERNMENT DURING THE TWO YEARS WHICH WILL END WITH 31ST DAY OF DECEMBER, IN THE YEAR 1897.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The following sums amounting to \$1,804,839.91 hereby appropriated to be paid out of all moneys in the Treasury received from all the current receipts of the general revenue of the Republic of Hawaii for the biennial fiscal period commencing with the first day of January, 1896, and ending with the 31st day of December, A. D. 1897.

JUDICIARY DEPARTMENT.

Expenses Supreme and Circuit Courts	\$ 25,000 00
Pay of Interpreters in all Courts not especially provided for ..	2,500 00
Salary of Portuguese Interpreter, Jan. Feb. and March, 1896 ..	225 00
Purchases of Law Books for the Supreme Court.	1,000 00
Purchase of Law Books for Circuit Courts other than First Circuit	500 00
Printing and Binding Tenth Vol. Haw'n Reports.	2,200 00
Stationery and Incidentals for all Courts	1,500 00
	<hr/>
	\$ 32,925 00

DEPARTMENT OF FOREIGN AFFAIRS.

Incidentals Foreign Office	\$ 3,000 00
Expenses connected with Diplomatic and Consular Service	15,000 00
Expenses of Hawaiian Consulate, San Francisco	3,000 00
State Entertainments	3,000 00
Expense of Executive Council	600 00
Furnishing Information Abroad	3,000 00
Relief and Return of Indigent Hawaiians	3,000 00
Expenses of Council of State	200 00
Relief of Hawaiian Seamen	1,000 00
Suppression of the Rebellion	100 00
Support of the Military	65,760 00
	<hr/>
	\$ 97,660 00

FINANCE DEPARTMENT.

Incidentals Finance Office	\$ 3,500 00
Incidentals Auditor-General's Office	600 00
Printing Certificates of Deposit	2,000 00
Interest on all loans and advances, including commissions for remittances to London	550,000 00

National debt falling due \$43,100. which is authorized to be charged to the Sinking Fund as provided for in the Land Act of 1895.

Salaries due in 1895, unpaid:

Mrs. Kamakani Simeona	50 00
Salary First Associate Justice	138 88
District Magistrate Koolauloa	134 00
“ “ Koolaupoko	42 00
“ “ Lahaina	70 00

District Magistrate, Wailuku	92 00
“ “ Hana	140 00
“ “ Kipahulu	50 00
“ “ Honuaula	50 00
“ “ Molokai	166 00
“ “ Lanai	50 00
“ “ North Kohala	92 00
“ “ South Kohala	42 00
“ “ North Kona	34 00
“ “ South Kona	34 00
“ “ West Kau	42 00
“ “ East Kau	34 00
“ “ North Hilo	100 00
“ “ Hamakua	92 00
“ “ Puna	34 00
“ “ Lihue	210 00
“ “ Waimea	140 00
“ “ Hanalei	83 00
“ “ Koloa	50 00
“ “ Kawaihau	42 00
Collector Port of Hilo	125 00
Superintendent Koloa Water Works	18 75
Keeper of Lahaina Market	112 50
Salary Third Assistant Clerk, Interior Office, Jan., Feb. and March, 1896	225 00
Salary Prof. of Chemistry, Jan. and Feb., 1896	166 00
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	\$ 558,759 13

CUSTOMS BUREAU.

Incidentals Customs Bureau	\$ 10,000 00
Expenses of Pilot and Customs Boats	500 00
Special Service Fund	2,500 00
Diamond Head Signal Station	200 00
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	\$ 13,200 00

POSTAL BUREAU.

Incidentals Postal Bureau	\$ 16,500 00
Special Mail Carriage (Foreign)	5,000 00
Postal Money Order Capital	3,500 00
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	\$ 25,000 00

TAX BUREAU.

Tax Appeal Boards	\$ 1,500 00
Dog Tags ..	500 00
Incidentals Tax Office ..	6,000 00
Expenses connected with the Income Tax Act..	12,500 00
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	\$ 20,500 00
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	\$ 617,459 13
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ATTORNEY-GENERAL'S DEPARTMENT.

Support and Maintenance of Prisoners	\$ 85,000 00
Incidentals, Civil and Criminal Expenses	30,000 00
Coroner's Inquests ..	1,500 00
Expenses of Witnesses in Criminal Cases.....	4,500 00
Detective Service ..	16,000 00
Support Citizens' Guard ..	8,000 00
Damages to Kum Ten Yin (Ch) during Rebellion, subject to approval of the Executive Council	32 00
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	\$ 145,032 00
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BUREAU OF PUBLIC INSTRUCTION.

Industrial and Reform School	\$ 3,000 00
Expenses Industrial and Manual Training	2,000 00

Expenses of Teachers' Convention	1,000 00
Book Fund	7,000 00
Expenses of Census	12,000 00
Stationery and Incidentals for Office and schools.	7,000 00
Repairing Schoolhouses	12,000 00
Balance of Salary for Secretary for Jan., Feb., March and April, 1896	200 00
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	\$ 44,200 00

COMMISSION OF PUBLIC LANDS.

Incidentals	\$ 5,000 00
Survey and Field Work	27,600 00
Preliminary Roads and Trails	5,000 00
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	\$ 37,600 00

INTERIOR DEPARTMENT.

BUREAU OF SURVEY.

Expenses of Field Parties	\$ 9,000 00
Office Expen., Instruments, Publishing maps, etc.	1,500 00
Meteorology and Tide Gauge	800 00
Compensation of A. B. Lobenstein for making of map and surveying Pauahi Homestead Lots in District of Kohala, Hawaii	587 00
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	\$ 11,887 00

BUREAU OF CONVEYANCES.

Incidentals	\$ 425 00
Copying Indexes	1,000 00
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	\$ 1,425 00

BUREAU OF IMMIGRATION.

Incidentals	\$	1,000 00
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BUREAU OF PUBLIC WORKS.

Incidentals and Traveling Expenses	\$	1,000 00
Expenses Road Engineer		1,200 00
Repairs, furniture and additions to Government Buildings		45,700 00
Landings and Buoys, Hawaii		3,000 00
“ “ “ Maui		2,500 00
“ “ “ Molokai		500 00
“ “ “ outer districts, Oahu		500 00
“ “ “ Honolulu		20,000 00
“ “ “ Kauai		4,000 00
“ “ “ General		5,000 00
Light-house Supplies		1,500 00
Pay of Keepers new Light-houses		1,000 00
Steam Tug		8,500 00
Dredging Honolulu Harbor		20,000 00
	\$	114,400 00

ROADS AND BRIDGES, HAWAII.

North Hilo	\$	2,500 00
Road from Laupahoehoe to Kiilau		2,500 00
Hilo		15,000 00
Volcano Road to raise grade and provide for es- cape of water at 4-mile post		1,000 00
New road from Pahoa to head of Rycroft's road.		10,000 00
Roads and Bridges, Puna		9,000 00
Roads and Bridges, Kau		2,000 00
South Kona		2,000 00
North Kona		1,000 00

Road from Keauhou to Kainaliu	2,000 00
South Kohala	2,000 00
North Kohala	2,000 00
New Road, Honokane-nui Gulch	3,000 00
Hamakua	1,900 00
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	\$ 55,900 00

ROADS AND BRIDGES, MAUI.

Lahaina	\$ 1,000 00
Wailuku	1,200 00
Makawao	2,000 00
Roads and Bridges, Hana	1,500 00
Surveying and laying out a new road through the Koolau District to Hana	500 00
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	\$ 6,200 00
Roads and Bridges, Molokai	\$ 1,500 00

ROADS AND BRIDGES, OAHU.

Ewa and Waianae	\$ 1,000 00
Bridge at Waiawa and approaches to same....	4,000 00
Waialua	3,000 00
Koolauloa	1,000 00
Honolulu	100,000 00

(This appropriation is conditioned upon the payment into the Treasury as Government Realization of the road tax for the District of Kona, Island of Oahu.)

\$ 109,000 00

ROADS AND BRIDGES, KAUAI.

Hanalei	\$ 4,000 00
Road from Haena to Kalalau	1,000 00

Roads and Bridges, General	6,000 00
Roads and Bridges, Koloa	600 00

ROAD DAMAGES.

Road Damages, all Islands	\$ 20,000 00
Judgment in favor of Mrs. Victoria Ward, Beach Road	10,605 90

BUREAU OF WATER-WORKS.

Running Expenses	7,500 00
Repairs to Reservoirs	5,000 00
General Repairs	12,000 00
Running Expenses Pumping Plants	16,000 00
Laupahoehoe Water-works	300 00
Koloa Water-works	2,200 00
Hilo Water-works	500 00
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	\$ 43,500 00

BOARD OF HEALTH.

General Expenses	\$ 6,000 00
Support and Maintenance, Hospitals	11,000 00
Medicines	9,000 00
Free System removing garbage	10,000 00
Support of non-leprous children of lepers	6,000 00
Expenses under Act to Mitigate	1,000 00
Quarantine Expenses	10,000 00
Segregation, support and treatment of lepers	174,000 00
Expenses under Opium Act	5,000 00
Insane Asylum	29,000 00
Aid to Kapiolani Maternity Home	4,000 00

(On condition of a monthly report of cases and expenses to the Board of Health.)

Erection of building to be used as a Home for non-leprous boys of leprous parents	5,000 00
Medical Bath-house at Kalaupapa	1,500 00
Coffee Shop and Restaurant, Kalawao	1,000 00
Shed for Shelter of lepers at Kalaupapa	500 00
Expenses of Electric Railway Commission	405 50
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	\$ 273,405 50

MISCELLANEOUS.

Honolulu Fire Department	\$ 14,600 00
Electric Light ..	13,000 00
New Dynamo, Lamps, Poles, Etc.,.....	12,500 00
Electric Lighting Hilo Streets	2,000 00
Public Grounds ..	2,500 00
Lighting Streets other than Honolulu	500 00
Printing and Advertising	8,500 00
Expenses of Election ..	15,000 00
Expenses carrying out Registration Act	8,775 00
Forests and Nursuries ..	12,347 00
Aid to Queen's Hospital	20,000 00
(Conditioned upon the free treatment of Gov- ernment Patients.)	
Expenses filing certificates of boundaries	100 00
Kapiolani Park Association ..	5,000 00
Quarantine of diseased animals	850 00
Running expenses of Laundries	3,300 00
Government Pounds ..	500 00
Rent Custom House Lot at Kahului	600 00
Departmental Incidentals ..	3,000 00
Land Patent Record Books	2,000 00
Curbing and paving Government sidewalks.....	6,000 00
Running Expenses, Fish Market ..	1,000 00

Compiling and Publishing Penal and Civil Laws.	8,000 00
Aid, Paradise of the Pacific	2,200 00
(subject to the approval of the Executive.)	.
Hilo Fire Department ..	3,450 00
Subsidy to steamer between Honolulu, Maui, Mo- lokai and Lanai ..	5,200 00
Subsidy to steamer between Hilo and Pohoiki, Hawaii, one trip a month	1,200 00
Subsidy to Oahu Railroad & Land Company	11,000 00
Telephonic connection between North Kona, South Kona and Kau	1,000 00
Telephonic connection between Pohoiki Court House, Puna and Hilo, on condition that a like amount be expended by residents of the District ..	1,200 00
Telephonic connection between Hana and Maka- wao, Maui, on condition that a like amount be expended by residents of Maui or a Maui Telephone Co... ..	2,500 00
Compensation for C. T. Rodgers acting as Secre- tary of Labor Commission for months of Octo- ber and September, 1895	280 00
Payment of A. Kretly, Paris	1,438 38
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	\$ 169,540 38
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	\$ 829,963 78
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RECAPITULATION.

Judiciary Department ..	\$ 32,925 00
Department of Foreign Affairs	97,660 00
Finance Department ..	617,459 13
Attorney-General's Department ..	145,032 00

Bureau of Public Instruction	44,200 00
Commission of Public Lands	37,600 00
Interior Department ..	829,963 78
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	\$1,804,839 91
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SECTION 2. It shall be lawful for the Minister of Finance to continue to make payments in accordance with the appropriations authorized by this Act, until the 31st day of March, A. D. 1898, and thereafter at the same rate until new appropriations are made.

SECTION 3. The Minister of Finance shall not cause or allow to be paid from the Treasury any money for the objects named in this Act, except as herein provided, and the unauthorized expenditures of any money from the Treasury to be thereafter accounted for to the Legislature by Indemnity Bill, is hereby expressly prohibited.

SECTION 4. All and every contract for constructing or repairing public works amounting to five hundred (\$500.00) dollars, and for furnishing material, provisions, and other supplies, shall be awarded only upon public advertisement for tenders; and no public work material or supplies, shall be divided or parceled out for the purpose of evading the provisions of this Section.

SECTION 5. This Act shall take effect and become law from the date of its publication.

Approved this 8th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 57.

AN ACT TO CREATE AN EXECUTIVE DEPARTMENT TO BE KNOWN AS THE DEPARTMENT OF PUBLIC INSTRUCTION; TO DEFINE ITS DUTIES AND POWERS: AND TO REPEAL THE FOLLOWING LAWS.

An Act entitled "An Act to provide for the separation of the sexes in the Government Schools," approved July 25, 1862; Sections 1 to 27 inclusive, 29 to 38 inclusive, of an Act entitled "An Act to repeal Chapter X. of the Civil Code, and to regulate the Bureau of Public Instruction," approved January 10, 1865; An Act entitled "An Act to amend Section 21 of an Act entitled "An Act to repeal Chapter X. of the Civil Code, and to regulate the Bureau of Public Instruction," approved January 10, 1865, regulating the time for which children may be placed at the Reformatory or Industrial School," approved July 6, 1866; An Act entitled "An Act to amend an Act entitled "An Act to repeal Chapter X of the Civil Code, and to regulate the Bureau of Public Instruction," approved January 10, 1865, by adding Sections 26 (A), 26 (B) and 26 (C) after Section 26 in said Act," approved June 22, 1868; An Act entitled "An Act to amend an Act to repeal Chapter X of the Civil Code, and to regulate the Bureau of Public Instruction, passed January 10, 1865" approved June 24, 1868; Chapter XV of the Laws of 1870, entitled "An Act to amend an Act entitled "An Act to repeal Chapter X of the Civil Code, and to regulate the Bureau of Public Instruction," and to insert certain new sections to be styled Section 18 (A), Section 18 (B), and Section 23 (A);" Chapter XXXVII of the Laws of 1870, entitled "An Act to Regulate Independent Schools in relation to sessions and qualifications of teachers;" Chapter XXV of the Laws of 1878, entitled "An Act to amend Sections 3 and 4 of Chapter 79 of the Penal

Code, relating to the Bureau of Public Instruction;" Chapter XXXI of the Laws of 1888, entitled "An Act to authorize the establishment of Select Schools in this Kingdom, and to authorize the collection of tuition fees therein;" Chapter XXXIII of the Laws of 1888, entitled "An Act to prohibit the collection of tuition fees in certain Government Schools;" Chapter XLIII of the Laws of 1888, entitled "An Act to amend Section 21 of an Act entitled "An Act to repeal Chapter 10 of the Civil Code, and to regulate the Bureau of Public Instruction," approved the 10th day of January, 1865, as amended by an Act approved the 6th day of July, 1866, and entitled "An Act to amend Section 21 of an Act entitled "An Act to repeal Chapter X of the Civil Code, and to regulate the Bureau of Public Instruction," and approved the 10th day of January, 1865, regulating the time for which children may be placed at the Reformatory or Industrial School;" Chapter LXXXI of the Laws of 1890, entitled "An Act relating to the compulsory school age of children;" Act 29 of the Laws of the Provisional Government, entitled "An Act relating to Public Instruction;" Act 60 of the Laws of the Provisional Government entitled "An Act to amend Section 2 of an Act entitled "An Act to repeal Chapter X of the Civil Code, and to regulate the Bureau of Public Instruction," approved January 10, 1865, and to repeal Chapter VI of the Laws of 1887;" Sections 1, 2, 3 and 4 of Chapter 79 of the Penal Code, relating to the Bureau of Public Instruction.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. There shall be an Executive Department to be known as the Department of Public Instruction, which shall consist of a Minister of Public Instruction and Six Commissioners.

SECTION 2. The Minister of Foreign Affairs shall be ex officio Minister of Public Instruction. He shall be the chief adminis-

trative officer of the Department, and shall keep an Office at the seat of Government. The Minister of Public Instruction may be referred to in this Act as the Minister.

SECTION 3. The President, by and with the advice of the Cabinet, shall appoint six competent persons to act as Commissioners. They shall be divided into three classes of two Commissioners in each class, who shall be commissioned for the term of one, two and three years respectively; and as such commissions shall expire, the vacancy shall be filled by appointments for terms of three years, so that there shall be a continual succession of such classes, one class going out of office each year. In case of a vacancy among the Commissioners from any cause other than the expiration of the tenure of office, such vacancy shall be filled by appointment, and the term of office of such Commissioner shall be the remainder of the term to which his predecessor was appointed.

SECTION 4. No person in holy orders or a minister of religion, shall be eligible as a Commissioner. Women shall be eligible to be appointed as Commissioners; provided however, that not more than two shall hold commissions at any one time. All Commissioners shall serve without pay.

SECTION 5. The Minister and three Commissioners, or in the absence of the Minister, four Commissioners shall constitute a quorum for the transaction of business.

SECTION 6. The Minister shall preside at all meetings at which he may be present, and in his absence the Commissioners may choose one of their number to act as chairman of the meeting.

SECTION 7. The Minister shall sign all drafts for the payment of moneys, all commissions and appointments, all deeds, official acts or other documents of the Department. He shall, not later than the last Wednesday of February in each year, present to the President a full report of the principal transactions within

his Department during the year ending December thirty-first last preceding, together with such recommendations as he may think proper.

SECTION 8. The Department may adopt rules and regulations not contrary to existing laws, for the government of all teachers and pupils, and its officers, agents and servants, and for the carrying out the general scheme of education and for the transaction of its business, which, when approved by the Executive Council and published, shall have the force and effect of law.

SECTION 9. The Department shall maintain an office at the seat of Government, which shall be open for the transaction of business every day, excepting Sundays and holidays.

SECTION 10. The Department shall adopt a seal, the impression of which shall be necessary to authenticate all of its appointments, commissions, final acts of the nature of record, and all other documents issued by it.

SECTION 11. The Department shall cause all its proceedings, doings and acts to be recorded, and such records shall from time to time be filed in the archives of the Department. A certified copy of such record or any portion thereof, when signed by the Minister and attested by the Secretary under the seal of the Department, shall be competent evidence of all it contains in any Court.

SECTION 12. The Department may, from time to time, appoint and remove such officers, agents and servants as may be necessary for carrying out the purposes of this Act, and regulate their duties, powers and responsibilities, when not otherwise provided by law.

SECTION 13. For the purpose of supervision and inspection, the Department shall appoint an Inspector General of schools, to hold office during its pleasure; provided, however, that no

person in holy orders or a minister of religion, shall be eligible to fill such office.

SECTION 14. It shall be the special duty of the Inspector General of schools to make frequent tours of the respective Islands and Districts; to examine into the condition of the public schools; to inform school officers and teachers of their several duties; and to foster generally an interest in the cause of education. The Inspector General may, in the discretion of the Department, have the power of appointment and dismissal of school teachers; the arranging and re-arranging of studies to be pursued; and the prominence to be given to any particular branch of learning; to examine the books, vouchers and accounts of the various school agents and local school committees; to hold examinations for the purpose of determining the qualifications of persons desiring to serve as school teachers; to give certificates of approval to those found competent; and to do and perform all other matters and things entrusted to his care by the Department. He shall report in writing a distinct statement to the Department of all acts and duties performed by him; all of which shall be subject to be approved or disapproved by the Department.

SECTION 15. The Department shall appoint a Secretary to hold office during its pleasure. He shall record the doings and transactions of the Department; take minutes of all its meetings, noting the same in a book of record; keep the minutes of the meetings of the various committees, if so requested; carry on the necessary correspondence; and keep a true and accurate account of all the financial transactions of the Department; and to do and perform all other acts and things as may be required of him by the Department. He shall have the custody of and be responsible for the safe-keeping of all books, records, vouchers and other documents, and all other property of the Department kept at its general office at the seat of Government.

SECTION 16. The Department shall appoint a school agent for each school district, to serve during its pleasure, who shall be entrusted with the execution of all acts, orders, instructions and regulations of the Department and of the Inspector General. All of his acts and doings shall be subject to the final approval of the Department.

SECTION 17. All schools shall be presided over by qualified teachers. If there shall be more than one teacher in any public school, one of them shall be designated by the Department as principal.

SECTION 18. The salary of the various school agents, teachers, servants and officers not especially provided by law, shall be such as may be from time to time allowed by the Department.

SECTION 19. All schools established and maintained by the Department in accordance with law, are public schools. All other schools are private schools.

SECTION 20. The Department shall have entire charge and control, and be responsible for the conduct of all affairs appertaining to public instruction. The Department is authorized to establish and maintain schools for secular instruction, at such places and for such terms as in its discretion it may deem advisable and the funds at its disposal may permit. The Department shall regulate the course of study to be pursued in all grades of public schools, and classify them by such methods as it shall deem proper. Such schools may include normal schools, high schools, kindergarten schools, schools for technical instruction, boarding schools, evening as well as day schools. The Department may also maintain classes for normal, technical and other instruction in any school where there may not be pupils sufficient in number to justify the establishment of separate schools for such purposes.

SECTION 21. Any person desiring to establish a private school, shall make an application in writing to that effect to

the school agent of the district in which it is desired to establish such school, which application shall be accompanied by a memorial from the parents and guardians of the children intending to attend such school, stating that the applicant is the person of their choice for a teacher of their children. If the applicant possesses the necessary qualifications to become a teacher of the school proposed, the Department shall issue a permit authorizing the establishment of such school.

SECTION 22. Every private school shall be subject to the supervision of the Department. It shall be the duty of the Department to require that teachers of private schools be persons of good moral character; and that the premises of such schools comply with the rules and regulations of the Department, as from time to time promulgated with regard to sanitary conditions and hygiene.

SECTION 23. There shall be no charge for tuition in any public school; provided however, that the Department may in its discretion establish, maintain and discontinue select schools, taught in the English language, at a charge of such tuition fees for attendance as it may deem proper; provided however, that such select schools shall be established only in places where free schools of the same grade for pupils within the compulsory age are readily accessible to the children of such district.

SECTION 24. The attendance of all children between six and fifteen years of age, both inclusive, at either a public or private school is obligatory. And it shall be incumbent upon all parents, guardians and others having the responsibility and care of children of such ages, to send them to some such school. Provided that such attendance shall not be compulsory in the following cases, but in no others:

First. Where there is no school in the school district where such child resides, and the distance to the nearest school exceeds four miles.

Second. When such child shall be physically or mentally unable to attend school, of which fact the certificate of a duly qualified physician shall be evidence.

Third. When a competent person is employed as tutor in the family wherein such child resides, and proper instruction is thereby imparted.

Fourth. Where any child of not less than the age of thirteen years shall have passed the required examinations of both Primary and Grammar school grades, as such requirements shall from time to time exist.

SECTION 25. No person within school age shall be considered as complying with the law as to attendance, who shall attend a private school which does not comply with the requirements of this Act.

SECTION 26. The management and control of all schools heretofore managed or controlled by the Board of Education, are hereby transferred to the Department of Public Instruction.

SECTION 27. All property, real, personal, or mixed, heretofore belonging to the Board of Education, together with all money heretofore or hereafter appropriated for the benefit of the Bureau of Public Instruction, is hereby transferred to the Department of Public Instruction, and all rights, duties and powers heretofore belonging to the Board of Education, are hereafter to be exercised and performed by the Department.

SECTION 28. Authority is hereby granted to the Department to transfer to the general Government all its property, real, personal or mixed, reserving however, the management and control of all church sites, school sites and school buildings, furniture and appliances.

SECTION 29. Whenever a site for a school house or land for other educational purposes, as provided by law, shall be required, and the same can be located upon public land, the Commissioners of Public Land, upon the recommendation of the

Department and approval of the Executive Council, may set apart sufficient land for such purpose without compensation; and thereupon the Commissioners of Public Land shall be relieved from all further responsibility or liability in regard to the premises so set apart.

SECTION 30. The English language shall be the medium and basis of instruction in all public and private schools, provided that where it is desired that another language shall be taught in addition to the English language, such instruction may be authorized by the Department, either by its rules, the curriculum of the school, or by direct order in any particular instance. Any schools that shall not conform to the provisions of this Section shall not be recognized by the Department.

SECTION 31. The Department may establish and maintain one or more Teachers' Conventions or Institutes, or it may authorize and permit their establishment by and among its teachers, and may direct and authorize the attendance of teachers thereat, as a part of their duties, and may permit the closing of schools at specified limited times, in order to permit their attendance at such conventions or institutes.

SECTION 32. The Department shall furnish all necessary books and stationery required for the use of pupils in their respective grades, charging therefor their cost price. All pupils must be supplied by their parents or guardians, or other persons having the custody or care of such pupils, with books and stationery requisite for their use. And in case pupils shall not be so supplied, the teacher of the school may furnish such books and stationery, and require the parents or guardians to make payment therefor. If such payment shall not be promptly made he shall notify the tax assessor of the district in which the school is located, who shall enter the amount due as a portion of the tax to be collected of such parents or guardians, and the payment of such amount, together with interest and

costs, shall be enforced as in the case of delinquent taxes. In cases of extreme poverty, the cost of all books and stationery may be remitted by the Department, provided that in such cases the use only of such books shall be authorized, and when the pupils shall have finished the use of the same, the books shall be returned to the teacher.

SECTION 33. If any child of school age shall persist in absenting himself from school, any district magistrate shall, upon proper complaint being made by the school teacher, or any other officer or agent of the Department, cause the father or the mother, guardian or other person having the charge of such child, to be summoned to appear before such magistrate, and upon its being proved that the person responsible for the child had not used proper diligence to enforce the child's regular attendance at school, such responsible party shall be fined by the magistrate in a sum not exceeding Five Dollars, and in default of payment thereof, such person shall be imprisoned at hard labor for a term not to exceed ten days. In case the child shall prove the offending party, the magistrate shall send him to a reformatory or industrial school for a term not less than six months or more than two years, or otherwise sentence him to a fine not exceeding Two Dollars, or imprisonment for a term not exceeding five days. Provided however, that the provisions of this Section shall not apply to any child not liable to compulsory attendance at school.

SECTION 34. Any teacher shall have power to administer necessary and reasonable punishment upon any pupil while in attendance at school, and shall not in any way be held responsible therefor.

SECTION 35. The Department may furnish books, stationery and other school supplies at a price sufficient to cover cost, including interest, to private schools or pupils therein, or to other persons for educational purposes.

SECTION 36. All moneys received for the sale of books, stationery and supplies shall from time to time be paid over to the Minister of Finance with a definite statement of what they represent.

SECTION 37. The various school agents shall from time to time draw drafts upon the Department to pay salary of school teachers and other employees in their respective school districts, and for the payment of such expenses for repairs and improvement of school property in their respective districts as shall be authorized. In the drawing of drafts, payment of school teachers and other employees of the Department, and in attending to other financial interests of the Department, the school agents shall observe and perform such rules and regulations as may be from time to time adopted by the Department.

SECTION 38. The various school agents shall, under the direction of the Department, have charge and control of all property of the Department in their respective districts; they shall attend to the preservation and care of all buildings in order that the same may be preserved from injury and decay; and when occasion requires shall call the attention of the Minister or Inspector General to such steps as seem necessary to that object.

SECTION 39. Whenever the parents or guardians of children attending any public school shall deem themselves aggrieved on account of the conduct of the teacher, they shall have the right to present their petition in writing to the school agent, who shall then appoint a time for the hearing of the case; and if, in his opinion, the case of the petitioner shall have been proved by good and sufficient testimony, such teacher may be suspended by him and another appointed, subject to the final approval of the Department.

SECTION 40. For the better control and management of the public schools, the Department is authorized to designate school districts; to establish their boundaries; and to alter the same from time to time as in its discretion it deems most advisable. These districts shall be so arranged that there shall be no unassigned locality.

SECTION 41. All persons of school age shall be required to attend the school of the district in which they reside, unless it shall appear to the Department to be desirable to allow the attendance of pupils at a school in some other district, in which case the Department or school agent of that district may grant such permission.

SECTION 42. The teachers of all schools, either public or private, shall keep a correct register of the names, sex, age and nationality, as far as ascertainable, date of entering the school, and the places of residence of the children attending their respective schools, and no teacher of any school shall grant a release to any child under fifteen years of age, who shall be registered as attending his school, for the purpose of attending another school, unless the consent and approval of the parents or guardians of such child shall be given in writing to the teacher, or unless authorized to grant such release by the school agent of the district for good reasons shown to his satisfaction. In every such case a certificate in writing shall be granted to the teacher setting forth the facts in the case.

The register shall be carefully preserved, and as often as the Department shall direct, the register or a true copy thereof shall be filed in the office of the Department.

SECTION 43. No teacher of any school, either public or private, shall receive into his school any child under fifteen years of age, who shall have attended another school of the same class in the same district, unless such child shall produce to the teacher of the school to be entered, a certificate of re-

lease signed by the teacher of the school last attended by the child. If such child apply to attend a school of higher grade, a certificate of proficiency shall be required or a lawful excuse for its absence.

Provided, that the children from one district desiring to enter a school in another district, may be received or admitted upon producing a certificate of release from the school last attended in such other district.

The teacher of any such school who shall violate any of the provisions of this or of the foregoing Section shall, upon conviction thereof, before any district magistrate, be subject to a fine not exceeding ten dollars for each offense.

SECTION 44. The following laws and parts of laws are hereby repealed:

An Act entitled "An Act to provide for the separation of the sexes in the Government Schools," approved July 25, 1862.

Sections 1 to 27, inclusive, 29 to 38, inclusive, of an Act entitled "An Act to repeal Chapter X of the Civil Code, and to regulate the Bureau of Public Instruction," approved January 10, 1865.

An Act entitled "An Act to amend Section 21 of an Act entitled "An Act to repeal Chapter X of the Civil Code, and to regulate the Bureau of Public Instruction," approved January 10, 1865, regulating the time for which children may be placed at the Reformatory or Industrial School," approved July 6, 1866.

An Act entitled "An Act to amend an Act entitled "An Act to repeal Chapter X of the Civil Code, and to regulate the Bureau of Public Instruction," approved January 10, 1865, by adding Sections 26 (A), 26 (B) and 26 (C) after Section 26 in said Act," approved June 22, 1868.

An Act entitled "An Act to amend an Act to repeal Chapter

X of the Civil Code, and to regulate the Bureau of Public Instruction, passed January 10, 1865," approved June 24, 1868.

Chapter XV of the Laws of 1870, entitled "An Act to amend an Act entitled "An Act to repeal Chapter X of the Civil Code, and to regulate the Bureau of Public Instruction," and to insert certain new Sections to be styled Section 18 (A), Section 18 (B) and Section 23 (A)."

Chapter XXXVII of the Laws of 1870, entitled "An Act to regulate independent schools in relation to sessions and qualifications of teachers."

Chapter XXV of the Laws of 1878, entitled "An Act to amend Sections 3 and 4 of Chapter 79 of the Penal Code, relating to the Bureau of Public Instruction."

Chapter XXXI of the Laws of 1888, entitled "An Act to authorize the establishment of Select Schools in this kingdom, and to authorize the collection of tuition fees therein."

Chapter XXXIII of the Laws of 1888, entitled "An Act to prohibit the collection of tuition fees in certain Government Schools."

Chapter XLIII of the Laws of 1888, entitled "An Act to amend Section 21 of an Act entitled "An Act to repeal Chapter 10 of the Civil Code, and to regulate the Bureau of Public Instruction," approved the 10th day of January, 1865, as amended by an Act approved the 6th day of July, 1866, and entitled "An Act to amend Section 21 of an Act entitled "An Act to repeal Chapter X of the Civil Code, and to regulate the Bureau of Public Instruction," and approved the 10th day of January, 1865, regulating the time for which children may be placed at the Reformatory or Industrial School."

Chapter LXXXI of the Laws of 1890, entitled "An Act relating to the compulsory school age of children."

Act 29 of the Laws of the Provisional Government, entitled "An Act relating to Public Instruction."

Act 60 of the Laws of the Provisional Government, entitled "An Act to amend Section 2 of an Act entitled "An Act to repeal Chapter X of the Civil Code, and to regulate the Bureau of Public Instruction," approved January 10, 1865, and to repeal Chapter VI of the Laws of 1887."

Sections 1, 2, 3 and 4 of Chapter 79 of the Penal Code, relating to the Bureau of Public Instruction.

SECTION 45. This Act shall take effect from and after the date of its publication.

Approved this 8th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 58.

AN ACT TO AMEND SECTIONS 2 AND 3 OF ACT 82 OF THE LAWS OF THE PROVISIONAL GOVERNMENT OF THE HAWAIIAN ISLANDS, APPROVED THE 7TH DAY OF JUNE, A. D. 1894, RELATING TO LICENSING THE MANUFACTURE OF WINE FROM GRAPES OF HAWAIIAN GROWTH, AND THE STORAGE AND COLLECTION OF AN INTERNAL REVENUE THEREON.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Section 2 of Act 82 of the Laws of the Provisional Government of the Hawaiian Islands is hereby amended to read as follows:

"Section 2. All wine manufactured under the provisions of this Act shall be sent by the manufacturer or licensee to the nearest Custom House, where the same shall be stored in bond, subject to such rules and regulations as may be

in force regarding the storage and delivery of imported wines and spirits in bond; provided, however, that the rate of storage of such wine shall not exceed one quarter of one cent per American gallon per month."

SECTION 2. Section 3 of Act 82 of the Laws of the Provisional Government of the Hawaiian Islands is hereby amended to read as follows:

"Section 3. There shall be levied and collected an internal revenue upon all wine so manufactured and stored, a duty of one third of the amount levied and collected upon grape wines of foreign manufacture of equal alcoholic strength. Such internal revenue shall be collected upon the withdrawal of such wines by any licensed dealer in spirituous liquors purchasing the same from the manufacturer thereof."

SECTION 3. This Act shall take effect from and after the date of its publication.

Approved this 8th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 59.

AN ACT TO PROVIDE FOR THE FREE CARRIAGE OF LETTERS
FROM THE LEPER SETTLEMENT ON MOLOKAI.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. From and after the passage of this Act all letters from the Leper Settlement on Molokai, directed to any Post Office in the Hawaiian Islands, shall not be required to bear the regulation postage as now required by law.

SECTION 2. All letters from the Leper Settlement shall be tied up in a package or packages, and such package or packages shall bear the Post Office dating stamp of Kaunakahakai, and shall be forwarded direct to the General Post Office at Honolulu.

SECTION 3. All such letters received at the General Post Office shall be stamped with the Post Office dating stamp of the Honolulu Post Office, which stamp shall, for the purposes of inter-island carriage, be deemed sufficient.

SECTION 4. This Act shall take effect from the date of its publication.

Approved this 8th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 60.

AN ACT TO REGULATE THE PRACTICE OF MEDICINE AND SURGERY, AND REPEALING SECTION 2, CHAPTER 59 OF THE PENAL CODE AS AMENDED JULY 7TH, 1870, RELATING TO THE PRACTICE OF MEDICINE AND SURGERY; ALSO, CHAPTER 19 OF THE LAWS OF 1880, CHAPTER 15 OF THE LAWS OF 1887, AND SECTION 47 OF CHAPTER 55 OF THE PENAL CODE, RELATING TO THE PRACTICE OF MEDICINE BY CHINESE PHYSICIANS.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. No person shall practice medicine or surgery as a profession in the Hawaiian Islands, either gratuitously or

for pay, or shall offer to so practice, or shall advertise or announce himself, either publicly or privately, as prepared or qualified to so practice, without having first obtained from the Minister of the Interior under seal of his department, a license in form and manner substantially as hereinafter set forth. Such license shall only be granted upon the written recommendation of the Board of Health.

All licenses to practice medicine or surgery heretofore granted by the Minister of the Interior upon the recommendation of the Board of Health, and in force at the time of the passage of this Act, shall remain in force, subject to the provisions of this Act.

SECTION 2. For the purposes of this Act the practice of medicine shall be held to include the use of drugs and medicines, water, electricity, hypnotism, or any means or method, or any agent, either tangible or intangible, for the treatment of disease in the human subject. Provided, however, that nothing herein contained shall be held to forbid any person from the practice of any method, or the application of any remedial agent or measure under the direction or with the approval of a licensed physician.

SECTION 3. No person shall be recommended by the Board of Health for a license to practice medicine or surgery except upon the written report of a Board of Medical Examiners, to be appointed and constituted as hereinafter provided, setting forth that the applicant named therein has been duly examined and found to be possessed of the necessary qualifications.

SECTION 4. For the purpose of carrying out the provisions of this Act, the Minister of the Interior is hereby authorized and directed to appoint a Board of Medical Examiners, whose duty it shall be to examine all applicants for license to practice medicine or surgery, and to report the result of such examination to the Board of Health.

Such Board of Medical Examiners shall consist of three persons, all of whom shall be licensed physicians or surgeons under the laws of this Republic. The first appointments shall be for one, two and three years respectively, and all subsequent appointments, unless to fill out unexpired terms, shall be for three years, subject, however, to removal for cause by the Minister of the Interior. The members of the Board of Medical Examiners shall serve without pay.

SECTION 5. No applicant for license to practice medicine or surgery shall be examined, until he shall have paid to the Minister of the Interior a fee of Ten Dollars.

SECTION 6. Any person who shall practice medicine or surgery in the Hawaiian Islands, or who shall offer or attempt to so practice, or shall advertise or announce himself, either publicly or privately, as prepared or qualified to so practice, contrary to the provisions of Section 1 of this Act, shall be guilty of a misdemeanor, and shall be liable on conviction to a fine of not more than two hundred and fifty dollars, in the discretion of the Court.

SECTION 7. Licenses to practice medicine and surgery, whether granted under the provisions of this Act or of any Act heretofore existing, may be revoked by the Minister of the Interior at any time for professional misconduct, gross carelessness or manifest incapacity; such misconduct, carelessness or incapacity, having been proven to the satisfaction of the Board of Health, and by that body reported in writing to said Minister. In case any license is revoked for any of the causes named in this Section, the holder thereof shall be immediately notified of such revocation in writing by the Minister of the Interior.

SECTION 8. In case of an alleged misconduct, carelessness or incapacity on the part of any holder of a license to practice medicine or surgery, the person so charged shall be notified

in writing of the charge or charges that have been made, and of the time and place when and where evidence in support of the same will be heard, and shall have the opportunity to present evidence and be heard in his own defense.

SECTION 9. The form of license to practice medicine and surgery shall be substantially as follows:

REPUBLIC OF HAWAII, DEPARTMENT OF THE INTERIOR. LICENSE
TO PRACTICE MEDICINE AND SURGERY.

....., a native of.....
....., agedyears,
having been duly examined by the Board of Medical Examiners,
and having been recommended by the Board of Health as pos-
sessed of the necessary qualifications, is hereby licensed to prac-
tice medicine and surgery in the Republic of Hawaii.

This license is granted and accepted on the express condi-
tion that it may be revoked at any time for professional mis-
conduct, gross carelessness or manifest incapacity; such mis-
conduct, carelessness or incapacity, having been proven
to the satisfaction of the Board of Health, and by that body
reported to the Minister of the Interior.

Given under my hand and the seal of the Department of
the Interior, this....day of....., A. D.....

(Signed)

Minister of the Interior.

(Signed)

Chief Clerk.

SECTION 10. Section 2 of Chapter 59 of the Penal Code as
amended July 7, 1870, Chapter 19 of the Laws of 1880, Chapter

15 of the Laws of 1887, and Section 47 of Chapter 55 of the Penal Code, are hereby repealed.

SECTION 11. This Act shall take effect from the date of its publication.

Approved this 8th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 61.

AN ACT TO PROVIDE FOR THE IMPROVEMENT OF LAND IN THE DISTRICT OF HONOLULU DELETERIOUS TO PUBLIC HEALTH, AND FOR THE CREATION AND FORECLOSURE OF LIENS TO SECURE THE PAYMENT OF THE EXPENSE SO INCURRED.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Whenever in the opinion of the Board of Health any tract or parcel of land situated in the District of Honolulu, Island of Oahu, shall be deleterious to the public health in consequence of being low, and at times covered or partly covered by water, or of being situated between high and low water mark, or of being improperly drained, or incapable by reasonable expenditure of effectual drainage, or for other reason in an unsanitary or dangerous condition, it shall be the duty of the Board of Health to report such fact to the Minister of the Interior, together with a brief recommendation of the operation deemed advisable to improve such land.

SECTION 2. It shall be the duty of the Minister of the Interior upon the receipt of such notice, to cause a copy of same to be served upon the owner or owners of such land, and also a notice

that in case such owner or owners fail to carry out the improvements recommended by the Board of Health within thirty days, or such further time in special cases as to such Minister may seem reasonable, that such work will be done by the Government at the cost of such owner.

SECTION 3. Service of such notice upon the owner in person, if resident within the Republic, or upon his agent if a non-resident, or upon the occupant of such land if the owner be unknown, or upon the guardian if the owner be a minor or person under guardianship, shall be deemed good and sufficient service. If such land is unoccupied and the owner or his place of residence be unknown, or if he be under age or incompetent, having no guardian in this country, such notice shall be published for three consecutive weeks at least once each week, in some newspaper published in Honolulu; and such publication shall be deemed good and sufficient notice. The notice in all cases may be general in terms and addressed to all persons whom it may concern.

SECTION 4. During the period of thirty days mentioned in Section 2, the owner or claimant of the land sought to be improved, his attorney or agent, may file an appeal from the decision of the Board of Health condemning the land as deleterious to the public health, with the Minister of the Interior, whereupon the Minister shall transmit the appeal to the District Magistrate of Honolulu.

SECTION 5. Whenever an appeal shall be made as provided in Section 4, the Minister of the Interior shall appoint two disinterested persons to act in conjunction with the District Magistrate to whom the appeal shall have been transmitted, who shall sit as a Board of Commissioners to hear and determine the question as to whether or not the land is deleterious to public health, and a decision of a majority of the Commissioners shall be final and conclusive upon all parties in interest; the

Commissioners appointed by the Minister of the Interior shall be entitled to receive as compensation the sum of five dollars per day of actual sitting.

SECTION 6. In case no appeal shall be made from the decision of the Board of Health condemning the land as deleterious to the public health, or the Board of Commissioners shall so find, then the nature of the improvement to be made shall be subject to review by the Minister of the Interior, whose conclusion shall also be final and not subject to review, except by the Executive Council.

SECTION 7. If such land remains unimproved for thirty days from the date of the service of such notice, or of such publication, or for the extended time granted by said Minister, it shall be the duty of the Minister of the Interior, in case no appeal is filed in accordance with Section 4, to forthwith carry out the recommendations of the Board of Health, or such modification of the same as the Executive Council may direct. The cost of such improvement shall constitute a lien upon said premises, which shall have priority over all other liens.

SECTION 8. There shall be recorded in the office of the Registrar of Conveyances a notice of the amount of such lien and a brief description of the land on which the same is a charge, together with the name of the last known owner. A notice of the amount of such lien shall also be served upon the owner if within the reach of service, or publish in the manner above provided.

SECTION 9. Said lien may be foreclosed at any time after six months and within three years from the date of the notice last named, by suit in equity or by public sale by such Minister. Foreclosure without suit shall be preceded by the publication of a notice naming the time and place of such sale, the amount of such lien, and the location of such land, for at least three times, in a weekly paper published in Honolulu.

Said premises shall be offered at public auction at an upset price equal to the amount of said lien, and the cost of all advertising incurred, and if no higher price is bid, shall be knocked down to the Hawaiian Government. Such sale shall be effectual to convey the title to such purchaser. Only the balance of the amount received after satisfying such lien shall be subject to suit by any claimant. In case of a surplus and uncertainty as to the person, such surplus shall be deposited in the Postal Savings Bank for the benefit of whom it may concern.

SECTION 10. All such liens shall be presumed to have been satisfied at the expiration of three years from the date of record.

SECTION 11. This Act shall take effect from the date of its publication.

Approved this 8th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 62.

AN ACT TO ADMIT GRAPE WINES OF LESS THAN EIGHTEEN PER CENT. ALCOHOLIC STRENGTH FREE OF DUTY; AMENDING CHAPTER XXV OF THE LAWS OF 1892, ENTITLED "AN ACT TO AMEND CHAPTER XXVIII OF THE SESSION LAWS OF 1878, RELATING TO DUTIES."

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. That the payment of import duties levied on wines by Chapter XXV of the Laws of 1892, being an Act en-

titled "An Act to Amend Chapter XXVIII of the Session Laws of 1878, relating to duties," shall be suspended for the term of five years from the first day of January, A. D. 1897, in so far as the said Act levies a duty upon any wines from the juice of the grape, which wines are of less than eighteen per cent. (18%) of alcoholic strength.

And during the said five years beginning with the said first day of January, A. D. 1897, no duties shall be levied, collected or paid on any wines imported into the Republic of Hawaii, made from the juice of the grape, which wines are of less than eighteen per cent. (18%) of alcoholic strength.

SECTION 2. This Act shall take effect from the date of its approval.

Approved this 10th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 63.

AN ACT TO PROVIDE FOR ACQUIRING AND PRESERVING CERTAIN
LAND TO BE USED FOR PUBLIC PURPOSES IN THE TOWN OF
HILO, ISLAND OF HAWAII.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The Minister of the Interior, with the approval of the Executive Council, is hereby authorized and empowered to acquire all of the land and rights of way not now belonging to or in the possession of the Government, that lies along the water front of the town of Hilo, Island of Hawaii, between the Wailuku and Waiakea streams and between the

sea and Front street from the Wailuku stream to the junction of Ponahawai and Front streets, and between the sea and Waiolama stream including the said stream, and between the sea and the canal and the Waiakea stream, including such canal and stream.

SECTION 2. All or any part of said land and water that may be acquired as aforesaid and such Government land as may be included within the said limits, that may not be required by the Government for other public purposes, may with the approval of the Executive Council be set apart and held by the Minister of Interior as a free public park.

SECTION 3. Any portions of said land in the possession of the Government or which may hereafter be acquired as aforesaid, which are not needed for such park or for other public uses, may be let by the Minister of Interior.

SECTION 4. No unsightly buildings or nuisances to the public shall be allowed upon said premises.

SECTION 5. This Act shall take effect upon publication.

Approved this 12th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 64.

AN ACT TO AMEND, ADD TO AND CONSOLIDATE THE LAWS RELATING TO CERTAIN LICENSES AND TO REPEAL THE FOLLOWING LAWS, VIZ:

Sections 1 to 4, both inclusive, of Chapter 55 of the Penal Code; an Act approved January 10th, 1865; Chapter 14 of the Laws of 1870; Chapter 5 of the Laws of 1876; Chapter 6 of the Laws of 1878; all relating to the Sale of Awa.

Sections 22 and 23 of Chapter 55 of the Penal Code; Sections 64 to 71, both inclusive, of the Civil Code; Chapter 26 of the Laws of 1876; Chapter 25 of the Laws of 1882; Chapter 38 of the Laws of 1890; all relating to Auctioneers and Auction Licenses.

Act 27 of the Laws of 1895, relating to the Importation and Sale of Alcohol.

Chapter 12 of the Laws of 1876, relating to Banking Licenses.

Sections 28 and 29 of Chapter 55 of the Penal Code; Sections 78 to 82, both inclusive, of the Civil Code; all relating to Billiards and Bowling Alleys.

Section 14 of Act 21 of the Provisional Government, entitled "An Act to Prohibit Gambling and Gaming."

Sections 30 to 34, both inclusive, of Chapter 55 of the Penal Code; Sections 101 to 109, both inclusive, of the Civil Code; Chapter 14 of the Laws of 1886; Chapter 20 of the Laws of 1890; Act 20 of the Provisional Government; all relating to Boats and Boatmen.

Sections 92 to 95, both inclusive, of the Civil Code; An Act approved June 22nd, 1868; Chapter 30 of the Laws of 1874; Chapter 17 of the Laws of 1876; Chapter 11 of the Laws of 1882; Chapter 28 of the Laws of 1888; Sections 54 to 58, both inclusive, of Chapter 55 of the Penal Code; all relating to the Slaughter and Sale of Beef.

Chapter 15 of the Laws of 1880, relating to the Sale of Pork.

Chapter 55 of the Laws of 1888; Chapter 33 of the Laws of 1890; both relating to Commercial Travelers.

Chapter 61 of the Laws of 1886, relating to licenses for carrying Fire-Arms.

Sections 35 to 41, both inclusive, of Chapter 55 of the Penal Code; Sections 110 to 117, both inclusive, of the Civil Code; An Act approved January 10th, 1865; all relating to the Letting of Horses.

Chapter 20 of the Laws of 1880, relating to Livery Stables.

Sections 72 to 77, both inclusive, of the Civil Code; Sections 25 to 27, both inclusive, of Chapter 55 of the Penal Code; Chapter 21 of the Laws of 1890; all relating to Hotels and Victualling Houses.

Chapter 37 of the Laws of 1890, relating to Lodging and Tenement Houses.

Sections 19 to 21, both inclusive, of Chapter 55 of the Penal Code; Chapter 70 of the Laws of 1892; all relating to the Sale of Goods, Wares and Merchandise.

Chapter 27 of the Laws of 1882, relating to Dairies and the Sale and Inspection of Milk.

Chapter 19 of the Laws of 1874; Chapter 29 of the Laws of 1890; both relating to Cake Peddling.

Chapter 25 of the Laws of 1880, relating to the Importation and Sale of Poisonous Drugs.

Sections 6 to 10, both inclusive, of Chapter 55 of the Penal Code; Sections 96 to 100, both inclusive, of the Civil Code; An Act approved December 30th, 1864; Chapter 19 of the Laws of 1870; all relating to Public Shows.

Sections 11 to 13, both inclusive, of Chapter 55 of the Penal Code; Chapter 13 of the Laws of 1882; all relating to Dance Houses.

Chapter 26 of the Laws of 1880; Chapter 15 of the Laws of 1890; both relating to the Sale of Salmon.

Chapter 27 of the Laws of 1878; Chapter 22 of the Laws of 1880; Chapter 32 of the Laws of 1882; Chapter 96 of the Laws of 1892-3; all relating to the Licensing of Vehicles and Drivers.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The Minister of the Interior may, upon the application of any person, issue to such applicant any license hereinafter enumerated, upon the terms and conditions hereinafter set forth.

Except as otherwise herein provided, a license granted under this Act shall only authorize the carrying on of the business licensed at the place indicated in the license. Except in case of removal, and upon the written consent of the Minister endorsed thereon.

DEFINITION.

SECTION 2. Wherever in this Act the word "Minister" is used, it shall refer to and mean the Minister of the Department of the Interior of the Republic of Hawaii.

GENERAL PROVISIONS.

SECTION 3. From and after the date of the passage of this Act, all licenses issued for carrying on the several businesses, or doing the acts herein enumerated, shall be issued by the Minister of the Interior in accordance with the terms and conditions and for the fees herein enumerated, for the respective terms of one year from the several dates of issue. The carrying on of any business, or the doing of any act herein enumerated, except upon obtaining a license in conformity with the provisions of this Act, is hereby forbidden.

SECTION 4. Any person or persons who shall after the date of the passage of this Act engage in or carry on any business, or do any act herein enumerated, the engaging in or doing which is herein required to be licensed, without first obtaining a license issued in conformity with the provisions of this Act; or who shall sell any goods, wares, merchandise, produce or thing of value, contrary to the terms of this Act; or who shall violate or fail to observe any of the provisions of this Act, shall be guilty of a misdemeanor, and upon conviction shall, unless otherwise herein provided, be fined a sum not less than the annual fee, and not more than twice the annual fee herein prescribed for the carrying on of such business, or the doing of such act.

Provided however, that any person now carrying on business under an existing license may continue to do so until the expiration of such license, subject to the terms, conditions and penalties prescribed in the several Acts under which such licenses are severally issued, notwithstanding the repeal of such Acts by this Act.

JURISDICTION OF DISTRICT COURT.

SECTION 5. Jurisdiction is hereby conferred upon all District Magistrates to hear and decide all cases arising under this Act in their respective jurisdictions.

FEES PAYABLE IN ADVANCE.

SECTION 6. No license shall be issued under this Act until the full fee required herein shall have been paid in advance for the term of one year.

LICENSE NOT TRANSFERABLE.

SECTION 7. No license issued hereunder shall be transferable.

ALCOHOL.

DEFINITIONS.

SECTION 8. Wherever in this Act the words "methylated spirits" are used, they shall mean ethylic alcohol to which has been added at least one-ninth its bulk of pyroxylic spirits.

Wherever in this Act the word "alcohol" is used, it shall mean the ordinary alcohol of commerce known as ethylic alcohol.

FEE.

SECTION 9. The Minister of the Interior is hereby authorized to grant to any holder of a license to import and sell poisonous

or other drugs, a license to sell methylated spirits and alcohol. The annual fee for such license shall be the sum of Fifty Dollars.

BOND.

SECTION 10. Before granting said license, a good and sufficient bond to the Minister in the sum of One Thousand Dollars, secured in not less than double the amount of the penalty, shall be required. The condition of the bond shall be, that the holder of said license shall observe and comply with the provisions of Sections 13 and 14 of this Act.

The Minister is authorized to require any other conditions or security to insure the due observance of this Act.

EXAMINATION, WITHDRAWAL, DUTY.

SECTION 11. All importations of alcohol and preparations thereof and of methylated spirits, by or for a licensee under this Act, shall be sent direct from the importing vessel to the Custom House for inspection.

The Collector-General of Customs is hereby authorized to permit holders of the licenses herein provided to withdraw methylated spirits from the Custom House upon payment of a duty of one dollar per gallon.

The Collector-General shall cause such alcohol to be methylated in the Custom House, if such process has not already taken place, and to be examined and passed upon by the Government Chemist, or other officer appointed for the purpose, who shall previous to withdrawal certify that the same has been properly methylated as required by this Act.

SECTION 12. The Collector-General of Customs is hereby authorized to permit any holder of a license herein provided for, to withdraw not more than 150 gallons of alcohol in any one year, from the Custom House, upon the payment of Two Dollars per gallon duty.

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Provided however, that the 150 gallons so to be withdrawn shall only be used by said licensee for medicinal purposes, or for sale to duly licensed physicians.

And further provided, that all alcohol in excess of said 150 gallons that may be so withdrawn by said licensee, shall pay a full spirit duty, according to its strength, as provided by law for spirits of like strength.

CONDITIONS OF LICENSE.

SECTION 13. The holders of licenses for the sale of methylated spirits and alcohol under this Act, are hereby prohibited from selling alcohol to any person but a duly licensed physician; and no greater quantity than one gallon at any one sale shall be sold to any such physician.

RECORD OF SALES TO BE KEPT.

SECTION 14. It shall be incumbent upon any holder of a license under this Act to keep a book in which he shall write or cause to be written down the quantity of alcohol sold at each sale, the date of such sale, the name of the physician to whom the alcohol was sold, also the quantities consumed by the licensee and the purposes itemized in detail, for which it was used. Such book, and the quantity of alcohol in possession of the licensee, shall always be accessible for inspection by any clerk or officer of the Government whom the Minister of the Interior may appoint to perform such inspection.

It shall also be incumbent upon any holder of a license under this Act during the first week of every month to file with the Minister of the Interior a sworn statement, showing the amount of alcohol on hand at the beginning of the preceding month, the quantity sold during the month, to whom, the quantity consumed by the licensee, and also the amount remaining on hand at the end of such month.

PENALTIES.

SECTION 15. Any person who shall be convicted of selling or furnishing methylated spirits or alcohol without a license to sell the same, shall be liable to a fine of not less than one hundred nor more than two hundred and fifty dollars.

Any person holding a license under this Act who shall violate or fail to observe any of the provisions herein contained, shall for the first offense, be fined not to exceed one hundred dollars; and for the second offense, be fined not to exceed two hundred and fifty dollars and the license shall be forfeited, and the penalty named in the said bond shall at once become due.

STOCK AND SHARE BUSINESS.

FEE.

SECTION 16. The annual fee for carrying on a Stock and Share business be One Hundred Dollars.

DEFINITION.

SECTION 17. The term "Stock and Share Business" for the purposes of this Act, shall mean the buying or selling of corporation stocks or shares for a commission or other compensation or reward.

AWA.

LICENSE TO BE SOLD AT AUCTION.

SECTION 18. The Minister of the Interior is authorized to sell to the highest bidder at public auction, between the first and seventh day of December in each and every year, licenses to sell Awa for each taxation District in the Republic of Hawaii.

Each such license shall be for the term of one year from the first day of January next ensuing.

BY WHOM AND WHERE SOLD.

SECTION 19. The Licenses for the Island of Oahu shall be sold under the direction of the Minister at the front entrance of the Executive Building, or at such other place as he may direct; and on the other Islands they shall be sold by the Sheriffs or their Deputies, in the respective districts for which they are to be granted.

ADVERTISEMENT OF TIME AND PLACE OF SALE.

SECTION 20. The time and place of sale shall be duly advertised in both the English and Hawaiian languages, in some newspaper published on the island where the license is to be sold, if any is published there; and on the islands other than Oahu, posted in at least three prominent places in each of the districts where the sales are to be held.

UPSET PRICE.

SECTION 21. The upset price for each license at public auction shall be as follows:

For the District of Honolulu, One Thousand Dollars;

For the Districts of Hilo and Wailuku, Five Hundred Dollars each, and for the District of Lahaina, Two Hundred and Fifty Dollars, and One Hundred Dollars for each other District.

CASH DEPOSIT, FORFEITURE.

SECTION 22. A cash deposit of twenty-five per cent. of the amount of the bid shall be required upon the fall of the hammer; said deposit to be forfeited to the Government if the full amount of the bid is not paid within five days from the day of sale.

RE-SALE IN CASE OF FORFEITURE.

SECTION 23. In case of failure to sell any license, or of such forfeiture, the license shall be again advertised, and after reasonable notice, again sold at public auction, at the upset price provided for in the District for which it is to be granted.

CULTIVATORS TO SELL ONLY TO LICENSEES.

SECTION 24. No cultivator of Awa shall sell Awa to any person not holding a license to sell Awa, except for exportation.

AUCTION.

FEE.

SECTION 25. The annual fee for a license to sell goods, wares and merchandise or other property at auction, shall be Six Hundred Dollars for the District of Honolulu, and Fifteen Dollars for each other taxation District.

PERSONS WHO MAY HOLD.

SECTION 26. An auction license shall be issued only to citizens of the Republic, and to citizens or subjects of countries having treaty relations with the Republic of Hawaii.

RECORD OF RECEIPTS AND SALES.

SECTION 27. Every auctioneer shall keep and preserve a record book in which shall be entered.

1. A detail list and description of the property received for sale;
2. The name of the person from whom, or on account of whom the same is received;
3. The date upon which the same is received;
4. The date upon which the same is sold;
5. The price for which each article is sold;

6. The name of the person or persons to whom each article is sold; which record shall, during the regular business hours be open to the inspection of any person desiring to see the same. Every such entry shall be made immediately after each transaction required to be recorded.

BOND.

SECTION 28. Every person, upon receiving an auction license, shall give a bond to the Minister of the Interior in the penal sum of Three Thousand Dollars, if the license be for the District of Honolulu, and in the penal sum of Five Hundred Dollars for other Districts, with good and sufficient surety or sureties to be approved by the Minister of the Interior, conditioned.

1. That he will faithfully and truly keep the records by this Act required to be kept.

2. That he will faithfully, promptly and truly account to all persons for whom he may sell property, and promptly pay to them all sums received by him for sales of the same, after deducting therefrom his commissions and expenses.

3. That he will not sell goods, wares, merchandise or other property, except at public auction.

4. That he will otherwise in all things conform to the laws relating to Auctioneers.

BOND ENFORCEABLE BY WHOM.

SECTION 29. The Minister, or by his written consent, any person whose property is sold by any auctioneer, concerning which property a record shall not have been kept as required by this Act; or concerning which such auctioneer shall otherwise have failed to fulfill the terms of his said bond, may prosecute such auctioneer under his bond, and recover thereon any actual loss caused to him, or sum due to him by such auctioneer, and also the sum of Five Dollars (\$5.) to the use of the

Treasury for each item by this Act required to be entered in such record which is omitted therefrom, or which is entered therein incorrectly; and the license of such auctioneer may, in the discretion of any judge or court, be cancelled.

SECTION 30. In case suit on such bond shall be brought by any person other than the Minister, such suit shall be in the name and at the sole cost, charge and expense of such plaintiff.

COMMISSIONS AND EXPENSES.

SECTION 31. Every auctioneer may charge a commission of not more than five per cent. upon all sales and collections made by him; and the actual amounts paid by him for advertising the sale of any property sold, and any other expenses that may be especially agreed upon between him and the owner of the property to be sold, and may deduct such commission and expenses from the proceeds of any such sale.

WHO MAY SUE TO ENFORCE SALE OR COLLECT PRICE.

SECTION 32. Every auctioneer may sue in his own name any person purchasing property sold by him at auction, whether to enforce specific performance of the sale or to collect the purchase price thereof.

WHO MAY SELL WITHOUT A LICENSE.

SECTION 33. Nothing in this Act, or in any law relating to Auction Licenses, shall be construed to extend to or affect sales at auction made by the Marshal or any Sheriff, Deputy Sheriff, Constable, Pound Master, Tax Collector, or other public officer; or by any Executor, Administrator, Guardian, Assignee, or other person who may be required or authorized by law to sell any property at auction, and who shall under such authority so sell such property.

AGENT OR ASSISTANT.

SECTION 34. Any auctioneer may appoint any agent or assistant to act for him in the conduct of his auction business, for all of the acts of whom he shall be responsible in the same manner as though they were done personally by himself.

BANKING.

FEE.

SECTION 35. The annual fee for a Banking License shall be Seven Hundred and Fifty Dollars.

DEFINITION.

SECTION 36. The term "Banking" for the purposes of this Act, shall mean the engaging in, buying or selling drafts or bills of exchange on banks or persons in other countries, or the receiving of deposits and paying of checks thereon.

Any person holding a Banking License may also under such license loan his own money, or collect for, or receive, or take the money of another, and loan or advance the same to another, or others, charging a higher rate of interest than is allowed to the depositor; or may loan the moneys of another, or negotiate a loan to or from another, for a commission or other compensation.

BILLIARDS AND BOWLING ALLEYS.

FEE.

SECTION 37. The annual fee for a license to keep a Billiard Table or a Bowling Alley, to be used for hire or pay, shall be Twenty-five Dollars for each such table or alley.

SECTION 38. The Minister shall have power to prescribe such regulations for the keeping of Billiard Tables and Bowling

Alleys as he may deem necessary and proper for the public good; and the violation of any such regulations shall, in the discretion of the Court, work a forfeiture of the license.

SECTION 39. Nothing herein contained shall be construed as applying to any Billiard Table or Bowling Alley kept by any person for private use.

BOATS AND BOATMEN.

FEE.

SECTION 40. The annual fee for a license to ply a boat for hire in the harbor of Honolulu, Lahaina, Hilo or Kahului, shall be Eight Dollars for every boat with four or more oars; and Four Dollars for every boat with less than four oars.

RATES OF FARE.

SECTION 41. The owner of any boat licensed for the harbor of Honolulu, shall be entitled, if hired on time, to charge One Dollar for each passenger for the first hour, and fifty cents for each succeeding hour, if the boat have four or more oars; and only half of such fare if the boat has less than four oars.

If hired by distance, twenty-five cents for each passenger to or from any ship or point within the inner buoy; fifty cents to or from any ship or point between the inner and outer buoys; and one dollar to and from any ship or point in the anchorage outside of the buoys, if the boat have four oars; and half of said fares if the boat have less than four oars.

Provided always, that if the boat shall be detained by any passenger alongside of any ship or at any point over fifteen minutes, the owner shall be entitled to charge fifty cents additional for every half hour or portion thereof of such detention.

BAGGAGE AND FREIGHT.

SECTION 42. Every person hiring any such boat shall be entitled to carry with him, free of charge, one hundred pounds of baggage or goods, and no more; and for all extra baggage or goods he shall pay according to agreement with the person plying the boat.

BOATS SUBJECT TO PUBLIC USE.

SECTION 43. The owner of any licensed boat shall, upon the written order of the Minister of the Interior, furnish such boat, with the proper number of oarsmen, for the public service, at the rate of four dollars per day for any boat with four oars, and two dollars per day for any boat with less than four oars.

NUMBER ON BOWS.

SECTION 44. The owner of every licensed boat shall have and keep the number of her license painted conspicuously upon both of her bows.

BOATMEN.

SECTION 45. The annual fee for a license to engage in the business of boatman in any boat to be used for hire in the harbor of Honolulu, shall be one dollar.

BADGE.

SECTION 46. Every licensed boatman shall provide himself with a badge upon which must be plainly marked a number, which badge must at all times when the boatman is employed, be conspicuously displayed. Such badges shall be furnished by the Minister at cost.

MINISTER MAY MAKE RULES.

SECTION 47. The Minister may from time to time make rules to be observed by the licensed boats and boatmen, which rules shall be published in some newspaper, and shall then have the force and effect of laws.

PENALTIES.

SECTION 48. Any person who shall act as a boatman in any boat plying for hire in the harbor of Honolulu without a license; or who, being licensed, shall violate or fail to observe any of the requirements of this Act, or of the Rules prescribed by the Minister under this Act;

Or any owner or person in charge of a licensed boat; who shall refuse to take a passenger at the rates herein prescribed;

Or who shall charge any person more than said rates;

Or who shall knowingly convey any woman on board of any vessel for the purposes of prostitution; or any person flying from the Republic to escape justice, or the payment of his debts;

Or who shall assist with his boat any sailor deserting from any vessel;

Or who shall communicate with any vessel placed under quarantine, shall be fined not less than five nor more than fifty dollars; and in the discretion of the Court, the license of such boatman to ply such boat, may be cancelled.

Any person plying a boat for hire in the harbor of Honolulu, Lahaina, Hilo or Kahului, without being licensed, shall be fined not less than five nor more than fifty dollars.

BUTCHER—BEEF.

FEES.

SECTION 49. The annual fee for a license to slaughter and

sell beef, shall be One Hundred Dollars for the District of Honolulu, and Twenty Dollars for all other districts.

SECTION 50. The annual fee for a license to sell beef in the District of Honolulu, shall be Twenty Dollars.

BOND TO SECURE RECORD BEING KEPT.

SECTION 51. Upon granting such a license, the Minister shall exact from the licensee a bond in the penal sum of Five Hundred Dollars, with good and sufficient surety, to be approved by the Minister, conditioned that such licensee will keep a full and accurate record concerning every animal which he may purchase, kill or sell; and that he will at all times during regular business hours keep such record open for the inspection of all who may desire to examine the same.

Such record shall contain:

1. The sex of the animal.
2. The brand or brands on the animal, stating the position on the animal, of such brand.
3. The principal color or colors of the animal.
4. The name of the person or persons who sold the animal to him.
5. The date when the animal was sold to him.
6. The date when the animal was delivered to him.
7. The date when the animal was killed.

WHO MAY ENFORCE BOND.

SECTION 52. The Minister, or with his written consent, any person owning any animal purchased, sold or killed by any licensed butcher, concerning which a record as prescribed by this Act has not been kept, may prosecute such licensed butcher under his bond and recover thereon, to the benefit of the Treasury, the sum of not less than five dollars nor more than fifty dollars, for each item by this Act required to be entered in

such record which is omitted therefrom, or which is entered therein incorrectly; and the license of such butcher may, in the discretion of any judge or court, be cancelled.

BUTCHER—PORK.

FEEs.

SECTION 53. The annual fee for a license to slaughter and sell pork, shall be Forty Dollars for the District of Honolulu, and Twenty Dollars for all other districts.

SECTION 54. The annual fee for a license to sell pork in the District of Honolulu shall be Twenty Dollars.

SECTION 55. The provisions of the last two preceding sections, shall not be held to apply to the sale of pork which is "kaluaed" or cooked in the Hawaiian style.

COMMERCIAL TRAVELERS.

SECTION 56. The annual fee for a license to solicit or order, or sell goods, wares or merchandise by sample, by any person representing any foreign house, company, or corporation which does not hold a merchandise license, shall be Five Hundred Dollars for the Island of Oahu, and Two Hundred and Fifty Dollars for each other Island of the Republic; Oahu excepted.

FIRE-ARMS.

HUNTING LICENSES ON OAHU.

SECTION 57. The annual fee for a license to hunt with fire-arms upon the Island of Oahu, shall be Five Dollars.

The Minister may, in his discretion, refuse to issue a license to hunt with fire-arms under this Act, to any person who has been convicted of violating any of the provisions of any law for the protection of game.

PENALTY.

SECTION 58. Any person who shall hunt in said Island, with fire-arms, without a license under this Act, allowing him so to do; or who, being licensed to hunt, shall hunt with any unlicensed fire-arm, shall be fined not less than Five nor more than Fifty Dollars.

FIRE-ARM LICENSE.

SECTION 59. Except as hereinafter otherwise provided, the annual fee for a license to possess, carry or use a pistol, rifle, carbine, shotgun or other fire-arm, shall be one dollar for each such fire-arm.

ARMS TO BE LICENSED.

SECTION 60. Except as hereinafter provided, no fire-arm shall be possessed, carried or used in the Republic without a license issued under this Act.

FACTS TO BE ENUMERATED IN THE LICENSE.

SECTION 61. Each such license shall enumerate:

1. The name of the licensee, his nationality and residence, whether or not he is a member of the Police, Citizens' Guard or any military organization and if so, what organization, giving the company or squad;
2. The character of the fire-arm licensed.
3. The name of the maker;
4. The maker's number;
5. The calibre of the fire-arm.

RICE BIRD GUNS EXEMPTED.

SECTION 62. Nothing herein contained shall require a license to be taken out for any single-barrel muzzle-loading shotgun in actual use on any rice plantation for the purpose of scaring away birds from the rice fields.

POLICE AND MILITARY EXEMPTED FROM FEE.

SECTION 63. All members in good and regular standing, of the Police Force, of the Citizens' Guard, or of any legally authorized military organization, shall be exempted from the payment of any fee for a license or licenses to possess, carry or use fire-arms, issued under this Act; but in order to secure exemption they shall produce to the Minister a certificate from the commanding officer of the organization to which they belong, certifying to such membership, and to the description of such fire-arm or fire-arms.

ARMS ON OTHER ISLANDS.

SECTION 64. For the purpose of convenience, and to prevent the necessity of sending arms to Oahu, any resident of any other island may forward, through the Sheriff of the island upon which he resides, an application for a license, upon a blank to be provided by the Minister for such purpose, which application shall set forth the facts hereinbefore required to be enumerated in the license.

Upon receipt of such application, countersigned by the Sheriff of the island from which it comes, the Minister shall issue a license in conformity herewith, and forward the same to the Sheriff from whom it was received, who shall deliver it to the licensee.

EVIDENCE OF POSSESSION.

SECTION 65. The existence of any unlicensed fire-arm in the room, building, or upon the premises of any person, shall be prima facie evidence that such fire-arm is in the possession of the person owning, renting, leasing or occupying the room, building or premises in or upon which such fire-arm is found.

PENALTY.

SECTION 66. Any person who shall possess, carry, or use any fire-arm, without a license so to do under this Act, shall be fined not less than Five nor more than One Hundred Dollars for each unlicensed fire-arm possessed, carried or used by him, and such or any unlicensed fire-arm shall be forfeited to the Government.

LIVERY STABLE.

SECTION 67. The annual fee for a license to carry on the business of a Livery Stable, shall be Fifty Dollars for the District of Honolulu, and Twenty-Five Dollars for the Districts of Wailuku and Hilo.

LODGING OR TENEMENT HOUSE; HOTELS, BOARDING HOUSES AND RESTAURANTS.

FEE.

SECTION 68. The annual fee for a license to keep a Lodging or Tenement House shall be Two Dollars.

SECTION 69. The annual fee for a license to keep a Hotel, Boarding House or Restaurant shall be Fifty Dollars.

CERTIFICATE OF BOARD OF HEALTH.

SECTION 70. No license shall be issued for a Lodging or Tenement House, Hotel, Boarding House or Restaurant, until the applicant shall secure from the Board of Health, and present to the Minister, a certificate setting forth that an Agent of the Board has examined the house or houses proposed to be used for such purposes, with a description thereof sufficient to identify and locate the same; and that the same are in good sanitary condition and suitable to be used for such purpose; and stating the number of persons which, by law, can be lodged therein.

CONDITIONS OF LICENSE.

SECTION 71. A Lodging or Tenement House, Hotel, Boarding House or Restaurant license shall be issued upon the following express conditions, which shall be incorporated in the License, viz:

1. That the licensee shall not keep a noisy or disorderly house;
2. That no prostitute shall be allowed to reside therein or resort thereto;
3. That no intoxicating liquor shall be furnished or sold therein, except as authorized by law;
4. That no more persons shall at any time be lodged therein than are permitted by the license;
5. That the buildings and premises licensed shall be kept in good sanitary condition, in accordance with law and with the orders of the Agent of the Board of Health;
6. That the Police and Agents of the Board of Health shall at all times have access thereto for purposes of inspection;
7. That no gaming shall be allowed therein.

PENALTY.

SECTION 72. Any person who shall keep a lodging or tenement house, hotel, boarding house or restaurant without a license under this Act; or who, holding a license, shall violate or fail to observe any of the requirements or condition of this Act or of his license, shall be fined not less than Ten nor more than One Hundred Dollars, and the Court, in its discretion, may cancel his license.

PRIVATE FAMILIES EXCEPTED.

SECTION 73. Nothing in this Act contained shall be construed to prevent a private family from incidentally taking not more than three boarders or lodgers without taking out a license hereunder.

EXEMPTION OF COUNTRY HOTELS.

SECTION 74. The Minister may also, in his discretion, permit hotels at which both meals and lodgings are furnished, at points other than in Honolulu, where they are a public convenience, to be carried on without a license under this Act.

MERCHANDISE.

FEE.

SECTION 75. The annual fee for a license to sell imported goods, wares and merchandise, to be known as a "Merchandise License" shall be as follows:

If the annual gross sales for the previous twelve months, including tobacco, cigars and cigarettes, were or are estimated to be for the succeeding twelve months, less than twenty thousand dollars, the fee shall be Fifty Dollars. If Twenty Thousand Dollars or over, the fee shall be three eighths ($\frac{3}{8}$) of one per cent. of the annual gross sales.

APPLICATION FOR LICENSE.

SECTION 76. Any person desirous of obtaining a license to sell imported goods, wares or merchandise, shall apply in writing to the Minister, setting forth under oath the following facts, viz:

1. His name and nationality, if the application is in the name of a corporation or firm, or store name; such name as well as that of the applicant in person shall appear in the heading, and only an officer of a corporation and a member or other person authorized or empowered by letter to sign a firm name, shall be allowed to sign or swear to an application.

2. The location where the licensed business is to be carried on.

3. The nature of the business and the kind of articles which he intends to sell.

4. That he is not a commercial traveler nor an agent of any foreign house, temporarily in this Republic for the purpose of soliciting orders.

5. Whether he has previously held a merchandise license, and if so, the number and date of the last such license held by him, the location of his place of business, and the amount of the gross sales made by or for him during the preceding twelve months.

If he has not previously held a merchandise license, he shall state the amount of sales which he expects to make during the succeeding twelve months.

COMMERCIAL TRAVELERS.

SECTION 77. No person holding a merchandise license under this Act, shall permit any foreign commercial traveler, or transient, or other agent to work under his name or license.

PROHIBITED ARTICLES.

SECTION 78. No person holding a merchandise license shall be permitted by virtue thereof, to sell or furnish opium or any preparation thereof, nor any poisonous drugs, nor alcohol, spirituous liquors or other intoxicating drink.

PENALTY.

SECTION 79. Any person who shall sell imported goods, wares or merchandise without a license under this Act; or who shall make any false statement in his application for a license; or who, holding such license, shall sell any article not permitted by his license to be sold; or who shall otherwise violate or fail to observe any of the terms, conditions, or requirements of this Act, or of his license, shall be fined not exceeding One

Thousand Dollars, or imprisoned at hard labor not exceeding six months, and in the discretion of the Court his license may be cancelled.

MILK.

FEE.

SECTION 80. The annual fee for a license to sell milk in the District of Honolulu shall be Twenty-Five Dollars; for the town of Hilo, which for the purposes of this Act shall be limited to a circle, the radius of which shall be two miles from the Court House, shall be Fifteen Dollars; and for all other districts, Five Dollars.

PENALTY FOR ADULTERATION, ETC.

SECTION 81. Any person who shall sell, or offer for sale any milk which has been adulterated by the addition of water or other substance; or from which the cream has been skimmed or separated, unless the same is specifically and openly stated to be skimmed milk, shall be fined not more than Fifty Dollars.

INSPECTION AND CONFISCATION.

SECTION 82. Any Police officer or Agent of the Board of Health shall have power to inspect and test any milk sold or offered for sale, and to confiscate any adulterated milk which he may find.

NOTARIES PUBLIC, AGENTS TO TAKE ACKNOWLEDGMENTS, AGENTS TO ACKNOWLEDGE LABOR CONTRACTS.

SECTION 83. The annual fee for a license to act as Agent to take Acknowledgments to Labor Contracts in the District of Honolulu, shall be Fifty Dollars.

The annual fee for a license to act as Notary Public, or as an Agent to take Acknowledgments, shall be Ten Dollars for Honolulu, and Five Dollars for all other Districts.

PEDDLING CAKE.

FEE.

SECTION 84. The annual fee for a license to peddle cakes shall be Twenty-Five Dollars.

RECOMMENDATION OF SHERIFF.

SECTION 85. A License to peddle cake shall be issued only upon the written recommendation of the Marshal, or of the Sheriff of the Island for which the license is requested; and shall authorize the holder to peddle only upon the Island which is named in the license.

POISONOUS DRUGS.

FEE.

SECTION 86. The annual fee for a license to import and sell poisonous drugs shall be Fifty Dollars.

OPIUM.

SECTION 87. The Board of Health may, upon the conditions to be named in such authorization, authorize any duly qualified physician or surgeon, or any person holding a license to import and sell poisonous drugs, to import and sell for medicinal purposes only, opium and preparations thereof, upon the payment of the duties imposed by law.

Provided however, that no person shall sell or furnish opium or any preparation thereof, except upon the written prescription of a duly licensed physician signed by him.

PENALTY.

SECTION 88. Any person who shall import, sell or furnish any poisonous drugs without a license so to do; or who shall

violate any of the terms of this Act, shall be fined not less than Fifty nor more than Five Hundred Dollars, or be imprisoned at hard labor not exceeding six months in the discretion of the Court.

GOVERNMENT MAY IMPORT.

SECTION 89. Nothing herein contained shall be construed to prevent the Government or the Board of Health from importing and using, or distributing any drugs or medicine.

PUBLIC SHOW.

SECTION 90. The Minister, or the Sheriffs upon their respective islands, may license for any term not exceeding one year, any theatre, circus, public show, lecture or exhibition, not of an immoral character, to which an admission fee is charged, or during which a fee is collected, upon such conditions as he or they may deem reasonable.

FEE.

SECTION 91. The fee for each performance under any such license shall be Five Dollars. But no fee shall be charged if the Minister or Sheriff is satisfied that the entire proceeds of the performance or exhibition are to be devoted to any school, religious or charitable institution, or for the promotion of art, and not for profit.

POLICE SUPERVISION.

SECTION 92. The police authorities shall have the right to be present at and regulate any performance licensed under this Act, in such manner as may be reasonably necessary for the preservation of order, decorum and the public peace or morals.

PENALTY.

SECTION 93. Any person who shall set up, promote, exhibit or take part in any theatre, circus, public show, lecture or exhibition, without a license authorizing the same first having been obtained in accordance with the terms of this Act; or who, having obtained a license, shall violate any of the conditions thereof, or who shall misrepresent to the Minister the character of the performance or exhibition to be given, with a view of obtaining a remission of the license fee, or for any other purpose; or who, having obtained a license, shall give any obscene, indecent or immoral performance or exhibition, or any performance or exhibition other than the one or ones authorized in such license, shall be fined not less than Ten Dollars nor more than One Hundred Dollars, or imprisonment at hard labor for not more than six months in the discretion of the Court, and if he has a license, his license shall be cancelled.

SALMON.

SECTION 94. The annual fee for a license to sell Salmon shall be Ten Dollars.

SECTION 95. Nothing herein contained shall be construed to prohibit the sale of Salmon by any person holding a license under this Act to sell imported merchandise.

TOBACCO, CIGARS AND CIGARETTES.

SECTION 96. The annual fee for a license to sell Tobacco, Cigars and Cigarettes shall be Ten Dollars. The payment of this fee shall not be construed to exempt the holder from the payment of a fee for a Merchandise License as provided for by Section 75 of this Act.

VEHICLES AND DRIVERS.

FREIGHT DRAYS, CARTS AND WAGONS.

SECTION 97. The annual fee for a license to carry freight or baggage for hire or compensation in the District of Honolulu, Wailuku and Hilo, on any Dray, Cart, Wagon, or other vehicle other than a handcart, shall be Two and a Half Dollars for each vehicle so used.

The annual fee for a license to drive any licensed vehicle shall be One Dollar; and such license shall permit the licensee to drive any vehicle licensed under this Section.

HACK AND PASSENGER VEHICLES.

FEE.

SECTION 98. The annual fee for a license to carry passengers for hire in any vehicle, shall be One Dollar for each person for which such vehicle has a carrying capacity.

INSPECTION AND CERTIFICATE OF CONDITION.

SECTION 99. The Marshal, or a Sheriff, or Deputy Marshal, or Deputy Sheriff, or an Inspector appointed by the Marshal for such purpose, shall, before any license is issued for any passenger vehicle, inspect the vehicle for which a license is requested, and the harness and the animals to be used therewith, and if he find the same to be in good serviceable condition he shall deliver to the applicant therefor, a certificate setting forth such fact, and the capacity of the vehicle. Such officer shall also examine any applicant for a driver's license, and if he find such applicant to be a competent driver he shall give him a certificate to that effect.

No license shall be issued to any driver or for any passenger vehicle until the receipt by the Minister of such certificate.

DISPLAY OF LICENSE NUMBER.

SECTION 100. The owner of a licensed vehicle shall continuously exhibit in a conspicuous place on every such vehicle, the number of the license issued for such vehicle.

Every licensed driver shall wear, while employed, a badge which shall be supplied by the Minister at cost, showing his number.

NUMBER OF PASSENGERS.

SECTION 101. No licensed vehicle shall convey at any one time a greater number of passengers than the capacity enumerated in its license.

MINISTER MAY MAKE RULES.

SECTION 102. The Minister may, from time to time, make rules regulating licensed drivers and licensed vehicles, and the fares to be charged by them, which rules shall be published in some newspaper or newspapers, and shall then have the force and effect of law.

PENALTIES.

SECTION 103. Any person who shall in any district where a vehicle license is required, convey any passenger or freight for hire in any unlicensed vehicle;

Or who shall allow an unlicensed vehicle owned by him to be used for such purpose;

Or who, having a license, shall use any vehicle, harness or animal which is not in good and serviceable condition;

Or who shall drive a licensed vehicle without a driver's license;

Or who shall violate or fail to observe any of the requirements of this Act, or of the rules made by the Minister under this

Act, shall be fined not more than Twenty-Five Dollars for each such violation, and the license of any such licensed vehicle or driver may, in the discretion of the Court, be cancelled.

LAWS REPEALED.

SECTION 104. The following laws are hereby repealed:

Sections 1 to 4, both inclusive, of Chapter 55 of the Penal Code; an Act approved January 10, 1865; Chapter 14 of the Laws of 1870; Chapter 5 of the Laws of 1876; Chapter 6 of the Laws of 1878; all relating to the sale of Awa.

Sections 22 and 23 of Chapter 55 of the Penal Code; Sections 64 to 71, both inclusive, of the Civil Code; Chapter 26 of the Laws of 1876; Chapter 25 of the Laws of 1882; Chapter 38 of the Laws of 1890; all relating to auctioneers and auction licenses.

Act 27 of the Laws of 1895, relating to the importation and sale of alcohol.

Chapter 12 of the Laws of 1876, relating to banking licenses.

Sections 28 and 29 of Chapter 55 of the Penal Code, Sections 78 to 82, both inclusive, of the Civil Code, all relating to billiards and bowling alleys.

Section 14 of Act 21 of the Provisional Government, entitled, "An Act to Prohibit Gambling and Gaming."

Sections 30 to 34, both inclusive, of Chapter 55 of the Penal Code; Sections 101 to 109, both inclusive, of the Civil Code; Chapter 14 of the Laws of 1886, Chapter 20 of the Laws of 1890, Act 20 of the Provisional Government; all relating to boats and boatmen.

Sections 92 to 95, both inclusive, of the Civil Code; an Act approved June 22, 1868; Chapter 30 of the Laws of 1874; Chapter 17 of the Laws of 1876; Chapter 11 of the Laws of 1882; Chapter 28 of the Laws of 1888; Sections 54 to 58, both

inclusive, of Chapter 55 of the Penal Code, all relating to the slaughter and sale of beef.

Chapter 15 of the Laws of 1880, relating to the sale of pork.

Chapter 55 of the Laws of 1888; Chapter 33 of the Laws of 1890; both relating to commercial travelers.

Chapter 61 of the Laws of 1886, relating to licenses for carrying fire-arms.

Sections 35 to 41, both inclusive, of Chapter 55 of the Penal Code; Sections 110 to 117, both inclusive, of the Civil Code; an Act approved January 10th, 1865; all relating to the letting of horses.

Chapter 20 of the Laws of 1880, relating to livery stables.

Sections 72 to 77, both inclusive, of the Civil Code; Sections 25 to 27, both inclusive, of Chapter 55 of the Penal Code; Chapter 21 of the Laws of 1890; all relating to hotels and victualing houses.

Chapter 37 of the Laws of 1890, relating to lodging and tenement houses.

Sections 19 to 21, both inclusive, of Chapter 55 of the Penal Code; Chapter 70 of the Laws of 1892, all relating to the sale of goods, wares and merchandise.

Chapter 27 of the Laws of 1882, relating to dairies and the sale and inspection of milk.

Chapter 19 of the Laws of 1874; Chapter 29 of the Laws of 1890; both relating to cake peddling.

Chapter 25 of the Laws of 1880, relating to the importation and sale of poisonous drugs.

Sections 6 to 10, both inclusive, of Chapter 55 of the Penal Code; Sections 96 to 100, both inclusive, of the Civil Code; an Act approved December 30th, 1864; Chapter 19 of the Laws of 1870; all relating to public shows.

Sections 11 to 13, both inclusive, of Chapter 55 of the Penal Code; Chapter 13 of the Laws of 1882; all relating to dance houses.

Chapter 26 of the Laws of 1880; Chapter 15 of the Laws of 1890; both relating to the sale of salmon.

Chapter 27 of the Laws of 1878; Chapter 22 of the Laws of 1880; Chapter 32 of the Laws of 1882; Chapter 96 of the Laws of 1892-3; all relating to the licensing of vehicles and drivers.

TIME OF TAKING EFFECT.

SECTION 105. This Act shall become law and take effect thirty days after the date of its publication.

Approved this 12th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 65.

AN ACT TO PROVIDE REVENUE FOR THE GOVERNMENT BY THE ASSESSMENT AND COLLECTION OF TAX ON INCOME.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. From and after the first day of July, A. D. 1897, there shall be levied, assessed, collected and paid annually upon the gains, profits and income derived by every person residing in the Republic, and by every person residing without the Republic, from all property owned, and every business, trade, profession, employment or vocation carried on in the Re-

public, and by every servant or officer of the Republic, wherever residing, a tax of one per cent. on the amount so derived; provided, that where the gains, profits or income of any such person who resides within the Republic, or of any servant or officer of the Republic wherever residing, shall not have exceeded the sum of Four Thousand Dollars for the preceding twelve months, only so much of such gains, profits or income as exceeds the sum of Two Thousand Dollars, shall be liable to such tax, and the tax herein provided for shall be assessed by the Assessors and Collectors for the time being for the several Tax Divisions of the Republic, and collected and paid upon the gains, profits and income for the year ending the 30th day of June next preceding the time for levying, assessing, collecting and paying the said tax.

SECTION 2. There shall be levied, assessed, collected and paid, except as herein otherwise provided, a tax of one per cent. annually on the net profits or income above actual operating and business expenses from all property owned, and every business, trade, employment or vocation carried on in the Republic, of all corporations doing business for profit in the Republic of Hawaii, no matter how or where created and organized; provided, however, that nothing herein contained shall apply to corporations, companies or associations organized and conducted solely for charitable, religious, educational or scientific purposes, including fraternal beneficiary societies, orders or associations operating upon the lodge system and providing for the payment of life, sick, accident or other benefits to the members of such societies, orders or associations, and dependents of such members, nor to insurance companies taxed on a percentage of the premiums under the authority of any other Act; nor to the stocks, shares, funds, real and personal property, or securities held by any fiduciary or trustee for charitable, religious, educational or scientific purposes.

SECTION 3. In estimating the gains, profits and income of any person or corporation, there shall be included all income derived from interest upon notes, bonds and other securities, except such bonds of the Republic of Hawaii, the principal and interest of which are by the law of their issuance exempt from all taxation; profits realized within the year from sales of real estate, including leaseholds for any term purchased within two years previous to the close of the year for which income is estimated; dividends upon the stock of any corporation; interest received or accrued upon all notes, bonds, mortgages, or other forms of indebtedness bearing interest, whether paid or not, if good and collectable, less the interest which has become due from said person or corporation, or which has been paid by him or it during the year; the amount of all premiums on bonds, notes or coupons; the amount of sales of all movable property less the amount expended in the purchase or production of the same, and in the case of a person, not including any part thereof consumed directly by him or his family; money and the value of all personal property acquired by gift or inheritance, and all other gains, profits and income derived from any source whatever.

The net profits or income of all corporations shall include the amounts paid or payable to, or distributed or distributable among shareholders from any fund or account, or carried to the account of any fund or used for constructions, enlargements of plant, or any other expenditure or investment paid from the net annual profits made or acquired by said corporation.

In computing incomes, the necessary expenses actually incurred in carrying on any business, trade, profession or occupation, or in managing any property, shall be deducted, and also all interest due or paid within the year by such person

or corporation on existing indebtedness. And all Government taxes and license fees paid within the year shall be deducted from the gains, profits or income of the person who, or the corporation which, has actually paid the same, whether such person or corporation be owner, tenant or mortgagor; also, losses actually sustained during the year incurred in trade or arising from fires, storms or shipwreck, and not compensated for by insurance or otherwise, and debts ascertained to be worthless.

Provided, that no deduction shall be made for any amount paid out for new buildings, permanent improvements, or betterments made to increase the value of any property or estate.

Provided, further, that where allowable herein only one deduction of two thousand dollars shall be made from the aggregate income of all the members of any family, composed of one or both parents, and one or more minor children, or husband and wife; that guardians shall be allowed to make a deduction in favor of each and every ward, except that in case where two or more wards are comprised in one family, and have joint property interest, the aggregate deduction in their favor shall not exceed two thousand dollars.

And provided, further, that in case where the salary or other compensation paid to any person shall not exceed the rate of two thousand dollars per annum, or shall be by fees, or uncertain or irregular in the amount or in the time during which the same shall have accrued or been earned, such salary or other compensation shall be included in estimating the annual gains, profits or income of the person to whom the same shall have been paid.

Provided, also, that in assessing the income of any person or corporation, there shall not be included the amount received from any corporation as dividends upon the stock of such corporation if the tax of one per cent. has been paid upon

its net profits by said corporation as required by this Act, nor any gift or inheritance otherwise taxed as such.

SECTION 4. Every corporation doing business for profit in the Republic shall make and render to the Assessor of its Tax Division, between the first and thirty-first days of August in every year, beginning with the year Eighteen Hundred and Ninety-Seven, a full return, verified by oath or affirmation, in such form as the Minister of Finance may prescribe, of all the following matters for the whole twelve months ending June 30th last preceding the date of such return.

First. The gross receipts of such corporation from sales made at home and abroad, and from all kinds of business of every name and nature.

Second. The expenses of such corporation exclusive of interest, annuities and dividends.

Third. The net profits of such corporation without allowance for interest, annuities and dividends.

Fourth. The amount paid on account of interest, annuities and dividends stated separately.

Fifth. The amount paid in salaries of more than six hundred dollars to each person employed, and the name and address of each of such persons, and the amount paid to each.

SECTION 5. It shall be the duty of all persons of lawful age having an income of more than fifteen hundred dollars for the taxable year from all sources, computed on the basis herein prescribed, and of all corporations made liable to income tax, to make and render a list or return, between the first and thirty-first days of August in each year, in such form and manner as may be directed by the Minister of Finance, to the Assessor of the Division in which such persons or corporations reside, locate or does business of the amount of their or its income, gains and profits as aforesaid; and all guard-

ians, trustees, executors, administrators, agents, receivers, and all persons or corporations acting in any fiduciary capacity, shall make and render a list or return as aforesaid, to the Assessor of the Division in which such person or corporation acting in a fiduciary capacity reside or does business, of the amount of income, gains and profits of any minor or person for whom they act, but persons having an income of fifteen hundred dollars or of a less amount are not required to make such report; and the Assessor shall require every list or return to be verified by the oath or affirmation of the party or of the President, Vice-President or Manager of the corporation, or in the case of foreign corporations, of the Resident Manager or Agent of the corporation rendering it. And if any person or the President, Vice-President or Manager of any corporation, or in the case of foreign corporations, the Resident Manager or Agent shall refuse or neglect to render such return within the time required as aforesaid, or whenever any person or corporation who is required to deliver such return of income fails to do so at the time required, or delivers any return which, in the opinion of the Assessor, is false or fraudulent, or contains any understatement, it shall be lawful for the Assessor to summon such person, President, Vice-President, Manager, Resident Manager or Agent of or any person having possession, custody or care of books of account containing entries relating to the business of such person or corporation, or any other person he may deem proper, wherever residing or found, to appear before him and produce such books, at a time and place named in the summons, and to give testimony or answer interrogation under oath, respecting any objects liable to tax or the returns thereof.

SECTION 6. It shall be the duty of every corporation doing business for profit to keep full, regular and accurate books of account upon which all its transactions shall be entered

from day to day in regular order, and whenever the Assessor of the Division in which any corporation is assessable shall believe that a true and correct return of the income of such corporation has not been made, he shall make an affidavit of such belief and of the grounds on which it is founded, and if said Minister shall, on examination thereof, conclude there are good grounds for such belief, he shall issue a request in writing to such corporation to permit an inspection of the books of such corporation to be made; and if such corporation shall refuse to comply with such request, then the Assessor of the Division shall make, from such information as he can obtain, an estimate of the amount of such income, and then add one hundred per cent. thereto, which said assessment so made shall then be the lawful assessment of such income, and shall not be subject to appeal.

SECTION 7. When any person or corporation having a taxable income refuses or neglects to render any return or list of income required by law, or renders an understated, false or fraudulent return or list, the Assessor shall make, according to the best information which he can obtain, and on his own view and information, such return, according to the form prescribed, of the income liable to tax possessed by such person or corporation, and the said Assessor shall assess the income, and in case of any return of a false or fraudulent list or valuation, he shall add 200 per cent. to such tax; and in case of a refusal or neglect to make a list or return, or to verify the same as aforesaid, he shall add one hundred per cent. to such tax. The amount so added to the tax shall be collected at the same time and in the same manner as the tax, unless the neglect or falsity is discovered after the tax has been paid, in which case the amount so added shall be collected in the same manner as the tax, and the return so made and subscribed by such Assessor shall be held *prima facie* good and sufficient for all legal purposes.

Provided, that except in the case of a corporation refusing to permit an inspection of its books, no person failing to make return shall be assessed, nor shall the amount of any list or return be increased, nor shall any penalty be assessed upon any person or corporation for such neglect or refusal, or for making or rendering a wilfully false or fraudulent return, except after reasonable notice of the time and place of hearing, to be prescribed by the Assessor, so as to give the person or corporation charged an opportunity to be heard. Such notice shall be in writing, and shall be served on the person or corporation charged. A notice addressed to the last known place of abode or place of business of the person or corporation and deposited in the Post Office, postage prepaid, shall be sufficient service of notice under this Act. Any person or corporation feeling aggrieved by the decision of the Assessor in such cases may appeal against such decision to the Tax Appeal Court constituted under an Act of the present session of the Legislature, entitled, "An Act relating to Internal Taxes, and to Repeal Chapter 61 of the Session Laws of 1892 relative thereto," on lodging with the Assessor on or before the first day of October of each year, a notice in writing of his or its intention to appeal, and of the grounds for such appeal. The Tax Appeal Court shall sit for hearing of tax appeals under the authority of this Act, between the fifth and twenty-fifth days of October of each year. The Tax Appeal Court shall at the time of rendering its decision award such costs, if any, as it shall deem just to either party to the appeal.

SECTION 8. The taxes on income herein imposed shall be due and payable on or before the fifteenth day of November in each year; and to any sum or sums annually due and unpaid after the fifteenth day of November as aforesaid, there shall be levied, in addition thereto, the sum of ten per cent. on the

amount of taxes unpaid, and interest at the rate of nine per cent. per annum upon the said tax from the time the same becomes due, as a penalty, except from the estates of deceased, insane or insolvent persons.

SECTION 9. All the powers, authorities and rights to compensation by an Act of the present session of the Legislature, entitled, "An Act relating to Internal Taxes, and to Repeal Chapter 61 of the Session Laws of 1892 relative thereto," conferred on the Tax Appeal Court constituted under the authority of the said Act, for hearing and determining appeals and objections duly taken under the said Act, shall be conferred on the said Tax Appeal Court for hearing and determining appeals and objections duly taken under this Act, and all the powers, authorities and duties contained in or enacted by the said Act for levying, assessing, collecting, receiving and enforcing payments of the tax imposed under the authority of the said Act, and otherwise relating thereto, shall be severally and respectively conferred, practiced and exercised for levying, assessing, collecting and receiving and enforcing payment of the tax imposed under the authority of this Act, so far as the same shall not be superseded by and shall be consistent with the express provisions of this Act, as fully and effectually to all intents and purposes as if the same powers and authorities were particularly repeated and re-enacted in the body of this Act, with reference to the said tax, and all and every the regulations of the said "Act relating to Internal Taxes" (except as aforesaid), shall be applied, construed, deemed and taken to refer to the tax imposed under the authority of this Act, in like manner as if the same had been enacted therein.

SECTION 10. The Minister of Finance shall furnish to the Assessor all necessary books, blanks, blank receipts and stationery.

SECTION 11. This Act shall take effect from the date of its publication.

Approved this 12th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 66.

AN ACT RELATING TO HOLIDAYS.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The following days of each year are hereby set apart and established as national holidays, to wit:

The first and seventeenth days of January, the eleventh day of June, the fourth day of July, the third Saturday of September, the twenty-eighth day of November and the twenty-fifth day of December.

SECTION 2. This Act shall take effect upon publication.

Approved this 13th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 67.

AN ACT MAKING SPECIAL APPROPRIATIONS FOR THE USE OF THE DEPARTMENT OF PUBLIC INSTRUCTION.

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. The following sums amounting to \$1,290.05 are hereby appropriated to be paid out of all moneys in the Treasury received from the current receipts of the general revenue of the Republic of Hawaii, for the period ending December 31, 1897.

Repairs, additions and expenses of "Keoua Hale,"	
since June 27, 1895	\$ 790 05
Rent, Fort Street School lot, 1894-1895	400 00
Four months' rent, 2 rooms Chinese Y. M. C. A. for school purposes	100 00
	<hr/>
	\$1,290 05

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 13th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 68.

AN ACT TO AUTHORIZE THE CONSOLIDATION OF THE PUBLIC DEBT
OF THE REPUBLIC OF HAWAII.

Whereas, under the various Loan Acts passed by the Legislature of the Government of the Hawaiian Islands, loans have been contracted and bonds have been issued therefor or in respect thereof, of which bonds amounting in the aggregate to \$3,096,200.00 are now outstanding, which bear interest at varying rates and are redeemable at various dates, and it will be to the best interests of the Republic of Hawaii that all such loans should be consolidated and that authority should be given to provide for such consolidation by means of a new issue of bonds:

Now, Therefore, for carrying out the purposes above mentioned,

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The Minister of Finance, with the approval of the Executive Council is hereby authorized to issue bonds of the Republic of Hawaii either payable to bearer or to the order of himself, with interest coupons attached thereto to an amount not exceeding in the aggregate \$3,330,000.00 the principal and interest to be paid in Gold Coin of the United States of America or its equivalent, at its present standard of weight and fineness, in the manner, upon the terms and for the purposes in this Act stated.

SECTION 2. The bonds the issue whereof is hereby authorized may be issued from time to time, as the Minister of Finance with the approval of the Executive Council may deem expedient, and shall bear interest payable semi-annually at

such rates not exceeding four per cent. per annum, and be redeemable at such date not less than twenty-five nor more than fifty years from the date of issue, as the Minister of Finance for the time being with the approval of the Executive Council may determine.

SECTION 3. The principal and interest of all bonds issued under the provisions of this Act shall be exempt from any and all taxes whatsoever and the payment of the principal and interest thereof shall constitute a charge on the Consolidated Revenue of the Republic.

SECTION 4. The Minister of Finance, with the approval of the Executive Council, may determine the denominations of the Bonds to be issued under the authority of this Act; the place in which the principal and interest of such Bonds or any of them shall be payable and the period and method of their redemption.

SECTION 5. The Minister of Finance may make such arrangements as he may deem advisable for enabling the holders of any such bonds to register the same either in Honolulu, Hawaiian Islands; or in London, England; or in Paris, France; or in New York in the State of New York, U. S. A.; or in San Francisco in the State of California, U. S. A.; or in Boston in the State of Massachusetts, U. S. A.; and to remove such bonds from the register of one city to the register of either of the other cities of registration and to transfer any of such bonds and to receive the interest payable thereon and repayment of the principal thereof in any foreign country.

SECTION 6. The said bonds or the proceeds thereof shall be exclusively devoted to the redemption or conversion of existing outstanding bonds heretofore issued by the Government of the Hawaiian Islands and the necessary expenses incurred in effecting such redemption or conversion in accordance with the terms prescribed by this Act.

SECTION 7. The Minister of Finance, with the approval of the Executive Council, is authorized to effect the conversion of any or all of the existing outstanding Hawaiian Government bonds by giving to the holders thereof in exchange therefor bonds issued under the authority of this Act at such rate of premium or discount or otherwise upon such terms as may be agreed upon with the holders thereof.

SECTION 8. The Minister of Finance, with the approval of the Executive Council, may, from time to time, make such arrangements as may be necessary or proper for the sale or issue or guaranteeing of the whole or any part of the bonds authorized to be issued by this Act.

Such arrangements may provide for the direct issue and sale of such bonds by the Government itself or through the medium of some person or persons, Syndicate, Bank or Company.

SECTION 9. The said Minister may also, with the approval aforesaid, grant a discount on any or all bonds issued under the authority of this Act.

SECTION 10. The said Minister may also, with the approval aforesaid, pay a commission to any person or persons, Syndicate, Bank or Company for the sale or issue or guaranteeing of the whole or any part of the bonds issued under this Act.

Provided however, that no commission shall be allowed upon any issue, sale or guarantee of bonds of less than \$250,000. in amount.

SECTION 11. All bonds issued under the provisions of this Act shall be signed by the Minister of Finance and by the Registrar of Public Accounts and be sealed with the seal of the Department of the Minister of Finance. Interest coupons attached to such bonds shall bear the signature or a printed, engraved or lithographed fac-simile of the signature of the Minister of Finance.

SECTION 12. All bonds issued under the authority of this Act may be redeemed at any time after twenty-five years by the Government of the said Republic by payment of the amount of such bonds upon giving six months previous notice of its intention to so redeem them. Notice under this Section shall be deemed to have been given after the same shall have been inserted six times each in two daily and four times each in two weekly papers published in the metropolis or capital city of every foreign country where the same bonds are authorized to be paid or redeemed.

SECTION 13. From and after the passage of this Act, no further moneys shall be borrowed on bonds issued under the provisions of Chapter 92 of the Laws of 1892, entitled "An Act to Authorize a National Loan and to Define the Uses to which the Money Borrowed shall be Applied;" also Act 16 of the Laws of the Provisional Government, entitled "An Act to Authorize a National Loan and the issuance of Bonds as Security therefor."

SECTION 14. The power to issue bonds conferred by this Act shall not lapse or become void as the result of a first issue but may be exercised from time to time until the limit of the amount authorized by this Act has been reached.

SECTION 15. This Act shall take effect from and after the date of its publication.

Approved this 13th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 69.

AN ACT TO DEFINE AND LIMIT CERTAIN POWERS GRANTED TO THE MINISTER OF FINANCE BY AN ACT PASSED AT THE PRESENT SESSION OF THE LEGISLATURE, ENTITLED "AN ACT TO AUTHORIZE THE CONSOLIDATION OF THE PUBLIC DEBT OF THE REPUBLIC OF HAWAII," AND TO DEFINE THE CONDITIONS UNDER WHICH CERTAIN OUTSTANDING BONDHOLDERS CAN OBTAIN NEW BONDS.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The discount which the Minister of Finance is authorized by Section 9 of the Act passed at the present session of the Legislature, entitled "An Act to Authorize the Consolidation of the Public Debt of the Republic of Hawaii," to grant on all Bonds issued under the authority of the said Act, shall not exceed five per cent.

SECTION 2. The commission which the Minister of Finance is authorized to allow under Section 10 of the said Act, shall not exceed (in addition to the discount before named) two per cent. on the amount of such bonds so sold, issued or guaranteed.

SECTION 3. All holders of outstanding Hawaiian bonds who are residents of the Republic of Hawaii, shall be entitled to receive in exchange for the bonds now held by them, bonds issued under the authority of this Act, and to receive thereon the highest rate of discount which at the date of such exchange has been allowed to any person or persons, syndicate, bank or company purchasing, issuing or guaranteeing any such bonds as aforesaid, if such bondholders present for exchange

the bonds held by them within ninety days after public notice has been given by the Minister of Finance that he is prepared to make such exchange.

After the lapse of such period of ninety days, no holder of any of said outstanding bonds shall be entitled as of right to receive in exchange therefor bonds issued under the authority of this Act; but the said Minister may make such exchange upon the terms aforesaid, if there are still remaining unissued and uncontracted for, bonds authorized by this Act.

SECTION 4. This Act shall take effect from and after the date of its publication.

Approved this 13th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 70.

AN ACT MAKING SPECIAL APPROPRIATIONS UNDER AN ACT ENTITLED "AN ACT TO AUTHORIZE THE CONSOLIDATION OF THE PUBLIC DEBT OF THE REPUBLIC OF HAWAII."

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The sums borrowed under the authority of an Act entitled "An Act to authorize the consolidation of the Public Debt of the Republic of Hawaii," shall be placed in the Treasury to the credit of the Loan Fund of said Act, and to be paid out for the following purposes, and no other:

First. To recall and cancel all bonds issued under the following Acts:

September 27th, 1876	\$ 3,500 00
August 5th, 1882 ..	69,400 00
September 1st, 1886, and October 15th, 1886	2,000,000 00
August 15th, 1888 ..	190,000 00
August 6th, 1890 ..	29,100 00
October 24th, 1890 ..	95,000 00
September 7th, 1892 ..	59,200 00
January 11th, 1893, and February 18th, 1893	650,000 00
	<hr/>
	\$3,096,200 00

Second.

Expenses of placing the said loan	233,800 00
	<hr/>
	\$3,330,000 00
	<hr/>

SECTION 2. This Act shall take effect upon publication.

Approved this 13th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 71.

AN ACT TO PROVIDE FOR PUBLIC LOANS.

Whereas to meet the requirements of the Republic for the purpose of public works, and enterprises, immigration, the promotion of industrial developments and of education, it will be necessary to effect loans from time to time by means of the issue of bonds;

And Whereas, it is advisable that all loans to be effected hereafter, otherwise than for the purpose of converting any loans existing and outstanding, should be effected, and that the bonds to be issued therefor should be issued, and the authority to effect such loans and issue bonds in respect thereof should be given in a uniform manner;

Now Therefore, for the carrying out of the purposes above mentioned,

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The Minister of Finance, with the approval of the Executive Council, is hereby authorized to issue from time to time bonds of the Republic of Hawaii, either payable to bearer or the order of the Minister of Finance, with interest coupons attached thereto, to an amount not exceeding in the aggregate two million dollars, the principal and interest to be paid in Gold Coin of the United States of America, or its equivalent at its present standard of weight and fineness, in the manner, upon the terms and for the purposes in this Act stated.

SECTION 2. No such bonds shall be issued except in pursuance of any Act of the Legislature authorizing such issue.

SECTION 3. All bonds, when the issue thereof is authorized, may be issued from time to time as the Minister of Finance, with the approval of the Executive Council may deem expedient; and shall bear interest, payable semi-annually, at such rate, not exceeding five per cent. per annum, and be redeemable at such date not less than Five nor more than Twenty years from the date of issue thereof, as the Minister of Finance for the time being, with the approval of the Executive Council may determine.

SECTION 4. The principal and interest of all such bonds shall be exempt from any and all taxes whatsoever, and the payment

of the principal and interest thereof shall constitute a charge upon the consolidated revenue of the Republic.

SECTION 5. The Minister of Finance, with the approval of the Executive Council may determine the denominations of such bonds, to be issued under the authority of this Act, and the place in which the principal and interest of such bonds, or any of them, shall be payable, and the period and method of their redemption.

SECTION 6. The Minister of Finance may make such arrangements as he may deem advisable for enabling the holders of any such bonds to register the same either in Honolulu, Hawaiian Islands, or in London, England, or in Paris, France, or in the City of New York, in the State of New York, United States of America, or in the City of San Francisco, in the State of California, United States of America, or in the City of Boston, in the State of Massachusetts, United States of America, and to remove such bonds from the register of one city to the register of any of the other cities of registration, and also to transfer any of such bonds and to receive the interest payable thereon and repayment of the principal thereof in any foreign country.

SECTION 7. The said bonds, or the proceeds thereof, shall be exclusively devoted to the purposes for which the same are issued as expressed in the Act of the Legislature under which the loan and the issue of the bonds are authorized.

SECTION 8. The Minister of Finance, with the approval of the Executive Council, may, from time to time, make such arrangements as may be necessary or proper for the sale or issue or guaranteeing of the whole or any part of the bonds authorized to be issued by this Act.

Such arrangements may provide for the direct issue and sale of such bonds by the Government itself or through the

medium of some person or persons, Syndicate, Bank or Company.

SECTION 9. The said Minister may also, with the approval aforesaid, grant a discount on any or all bonds issued under the authority of this Act.

SECTION 10. The said Minister may also, with the approval aforesaid, pay a commission to any person or persons, Syndicate, Bank or Company for the sale or issue, or guaranteeing of the whole or any part of the bonds issued under this Act.

Provided, however, that no Commission shall be allowed upon any issue, sale or guarantee of bonds of less than \$100,000 in amount.

SECTION 11. All bonds issued under the provisions of this Act shall be signed by the Minister of Finance and by the Registrar of Public Accounts, and be sealed with the seal of the Department of the Minister of Finance. Interest coupons attached to such bonds shall bear the signature or a printed, engraved or lithographed fac-simile of the signature of the Minister of Finance.

SECTION 12. The power to issue bonds conferred by any Act passed in conformity with this Act shall not lapse or become void as the result of first issue, but may be exercised from time to time until the limit of the amount authorized has been reached.

SECTION 13. This Act shall take effect from and after the date of its publication.

Approved this 13th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 72.

AN ACT TO DEFINE AND LIMIT CERTAIN POWERS GRANTED TO THE MINISTER OF FINANCE BY AN ACT PASSED AT THE PRESENT SESSION OF THE LEGISLATURE, ENTITLED "AN ACT TO PROVIDE FOR PUBLIC LOANS."

Be it enacted by the Legislature of the Republic of Hawaii :

SECTION 1. The discount which the Minister of Finance is authorized by Section 9 of the Act passed at the present Session of the Legislature entitled "An Act to Provide for Public Loans" to grant on all Bonds issued under the authority of said Act shall not exceed three per cent. ,

SECTION 2. The Commission which the Minister of Finance is authorized to allow under Section 10 of the said Act shall not exceed (in addition to the discount before named) one per cent. on the amount of such Bonds so sold, issued or guaranteed.

SECTION 3. This Act shall take effect from and after the date of its publication.

Approved this 13th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 73.

AN ACT MAKING SPECIAL APPROPRIATIONS FOR THE USE OF THE GOVERNMENT DURING THE TWO YEARS WHICH WILL END WITH THE 31ST DAY OF DECEMBER, A.D. 1897.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. The following sums amounting to \$855,000.00 are hereby appropriated out of any moneys which will be received by the Treasury during the biennial period ending December 31, A. D. 1897, from the loan authorized by an Act passed by the Legislature, 1896, entitled "An Act to provide for Public Loans" and out of any moneys now in the Treasury or which may hereafter be received by the Treasury, from any surplus receipts from deposits in the Postal Savings Bank, and from any balance in hand from the Loan Fund from whatever source, on the 31st day of May, A. D. 1896.

Provided however, that any moneys advanced from current receipts or from deposits in the Postal Savings Bank for the objects named, may as soon as practicable be reimbursed from moneys obtained from such loan.

SECTION 2.

INTERIOR DEPARTMENT.

New School-houses and Teachers' Cottages	\$ 32,000 00
" Market, Honolulu	1,020 00
" Laundries, Honolulu	11,000 00
" Jail, Hilo	3,500 00
" Powder Magazine, Hilo	400 00
" Kerosene Warehouse, Hilo	500 00
" Hospital, Hilo	2,500 00
" Jailer's House, Kohala	300 00

New Court-house and Site, Koloa	2,000 00
“ Court-house and Lock-up, Kipahulu	1,000 00
“ New Kerosene Warehouse, Kahului	500 00
“ Central Fire Station, Honolulu	30,000 00
“ Breakwater and Wharf, Hilo Bay	50,000 00
“ Wharf at Kawaihae	1,000 00
“ Wharf at Kihei	1,100 00
Harbor Improvements, Honolulu	127,700 00
New Roads, North Hilo	40,000 00
“ “ Hilo	50,000 00
“ “ Hilo to Kaumana	10,000 00
“ “ Hilo to Kaiwiki Homesteads	3,000 00
“ “ Puna	30,000 00
New Cross Road beginning on Volcano Road be- tween Lots 133 and 140, and extending through to the Pahoehe	2,500 00
New Road, Kohala to Waimea	10,000 00
“ “ from Mahukona to Puuhue, and join- ing the Kohala and Waimea Road.....	2,000 00
New Road South Kona	40,000 00
“ “ North Kona	50,000 00
New Roads Kau	7,000 00
“ “ Hamakua Homesteads	7,000 00
“ “ Makena to Kula	10,000 00
“ “ Kula to Kihei	5,000 00
“ “ Makawao Homesteads	6,000 00
“ “ Lahaina to Wailuku	10,000 00
“ “ Nuuanu Pali	40,000 00
“ “ Honolulu	35,000 00
“ “ from Halawa Stream to the top of Pukaki Hill	2,600 00
New Roads Koloa	4,000 00
“ “ mauka of Koloa from Kahoea to Lawai	4,000 00

Road Damages	45,000 00
Subsidy to Oahu Railroad	10,000 00
Nuuanu Stream Improvements	20,000 00
Water-pipe Extension, Beretania Street .. .	8,000 00
Additions to Water-works, Honolulu .. .	29,000 00
Additions to Water-works, Hilo .. .	7,500 00
Light-house and Light, Diamond Head .. .	9,000 00
" " " Nawiliwili .. .	500 00
" " " Kahului .. .	5,000 00
" " " Kohala Point .. .	800 00
" " " Makahalanaloa Point .. .	800 00
" " " Kailua .. .	500 00
Kuleana claims at Leper Settlement .. .	500 00
Immigration other than Asiatic .. .	50,000 00
Sewerage Investigation .. .	10,000 00
General Expense for placing the loan to cover the appropriations in this Act not to exceed	25,780 00
	<hr/>
	\$855,000 00
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SECTION 3. Every contract for constructing public works or for furnishing material therefor amounting to Five Hundred Dollars, shall be awarded only upon public advertisement for tenders; and no public work or requirement for material therefor shall be divided or parceled out, for the purpose of evading the provisions of this Section.

SECTION 4. This Act shall take effect from the date of its publication.

Approved this 13th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 74.

AN ACT TO AMEND SECTION 1 OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE PERMANENT SETTLEMENT OF KAPIOLANI PARK" APPROVED THE SIXTH DAY OF JUNE, A.D. 1896.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. That Section 1 of an Act entitled "An Act to provide for the Permanent Settlement of Kapiolani Park," approved the sixth day of June, A. D. 1896, be, and the same is hereby amended so as to read as follows:

"Section 1. The President, with the approval of the Cabinet, is hereby authorized to arrange with the said William G. Irwin and the said Kapiolani Park Association, a plan to create the said Kapiolani Park into a permanent public park and recreation ground, and to accept a conveyance of the said 25.65 acres from the said William G. Irwin, and the surrender, release and conveyance from the Kapiolani Park Association aforesaid, subject to the rights of third parties in any of said lots, and to convey to said William G. Irwin the thirty-seven lots aforesaid and the lease upon that portion of his said fee simple land retained by him as aforesaid, and thereupon to convey the remainder of the premises, including the 25.65 acres and not including any of the said adjacent lots by trust deed to six persons to be selected as hereinafter provided, and to their heirs and successors in trust forever, for the maintenance of a free public park; and to do all other acts and things necessary or incidental to the carrying out of this Section."

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 13th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 75.

AN ACT TO APPROPRIATE ADDITIONAL MONEY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE LEGISLATURE OF THE YEAR 1896, FROM THE PUBLIC TREASURY.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. There shall be and there hereby is appropriated the sum of Thirteen Hundred Dollars (\$1,300.) from the Public Treasury, for the purpose of defraying the expenses of the Session of the Legislature of the year 1896.

SECTION 2. This Act shall take effect from and after the date of its publication.

Approved this 15th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 76.

AN ACT TO REPEAL ACT 13 OF THE SESSION LAWS OF 1896, ENTITLED "AN ACT TO PROVIDE FOR THE REGISTRATION OF MALE RESIDENTS IN THE REPUBLIC OF HAWAII."

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Act 13 of the Session Laws of 1896, entitled "An Act to provide for the Registration of Male Residents in the Republic of Hawaii" is hereby repealed.

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 15th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 77.

AN ACT TO PRESCRIBE THE PROCEDURE IN PROCEEDINGS FOR NATURALIZATION OF ALIENS.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. An alien may be admitted to become a citizen of the Republic of Hawaii in the following manner, and not otherwise:

He shall file a petition in writing verified by oath with a Justice of the Supreme Court.

SECTION 2. He must set forth in his petition:

1. That he has resided in the Hawaiian Islands for not less than two years.

2. That he intends to become a permanent citizen of the Republic of Hawaii.

3. That he is able understandingly to read, write and speak the English language.

4. That he is able intelligently to explain in his own words, in the English language, the general meaning and intent of any article or articles of the Constitution of the Republic of Hawaii.

5. That he is a citizen or subject of a country having ex-

press treaty stipulations with the Republic of Hawaii concerning naturalization (stating the same).

6. That he is of good moral character and not a refugee from justice.

7. That he is engaged in some lawful business or employment (stating the same) or has some other lawful means of support (stating the same).

8. That he is the owner, in his own right, of property in the Republic of Hawaii, of the value of not less than two hundred dollars over and above all incumbrances.

9. That he has taken the oath prescribed in Article 101 of the Constitution of the Republic of Hawaii.

SECTION 3. The petition shall set forth the petitioner's name in full, his age, place of birth, and the date of his coming into the Hawaiian Islands.

SECTION 4. The petitioner shall at or before the time of his application to be admitted to citizenship, declare upon oath and subscribe to the same, that he renounces and abjures all allegiance and fidelity to every foreign prince, potentate, state or sovereignty, and particularly by name to the prince, potentate, state or sovereignty of which he was before a citizen or subject, whether by birth, naturalization or otherwise, and that he will bear true allegiance to the Republic of Hawaii. Such oath may be administered by any person authorized to administer oaths.

SECTION 5. The petitioner shall be required to prove all the allegations of his petition to the satisfaction of the Justice hearing his application, and said Justice is hereby authorized to examine the petitioner upon oath and to summon and examine such witnesses, as he may deem essential, as to the possession by the petitioner of the qualifications set forth in his petition.

SECTION 6. Upon compliance with all the requirements of this Act, the petitioner shall be entitled to receive a certifi-

cate of naturalization in such form as may be prescribed by the Justices of the Supreme Court, under the hand of the Justice hearing the petition, impressed with the seal of the Supreme Court and attested by a clerk thereof.

SECTION 7. The petition, the oath prescribed by Section 4 of this Act, a copy of the certificate of naturalization and a concise statement of the evidence adduced shall be preserved among the records of the Supreme Court.

SECTION 8. Every petition of an alien to be naturalized shall be stamped as are ordinary petitions to the Circuit Courts, and a fee of five dollars shall be charged as costs of the proceedings.

SECTION 9. If the petitioner shall have received from the Minister of the Interior a certificate of service as authorized and set forth in Section 2 of Article 17 of the Constitution of the Republic of Hawaii, he shall not be required to allege in his petition his possession of the qualifications set forth in Section 2 of this Act, but he shall allege in his petition the receipt of such certificate and shall exhibit the same, or, in case of loss a certified copy of the same, to the Justice hearing his application. In all other respects his petition shall comply with the provisions of this Act.

Approved this 15th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 78.

AN ACT TO AMEND SECTION 17 OF ACT 26 OF THE LAWS OF
THE SPECIAL SESSION OF 1895.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Section 17 of Act 26 of the Laws of the Special Session of 1895, is hereby amended by adding the following words at the end of the second paragraph thereof:

“And in case of default in the performance of such conditions, the Commissioners may, with or without legal process and without notice, demand or previous entry, take possession of the premises and thereby determine the estate created by such agreement. In case of such forfeiture, such land shall be sold at auction either as a whole or in parcels, for cash or on terms of time payments in the discretion of the Commissioners; and if such sale result in advance on the original price, the original purchaser to receive therefrom the amounts of his payments to the Government on account of purchase, without the interest and a pro rata share in such advance in proportion to the amounts of his payments. If such sale shall result, however, in a less price than the original, the amount returnable to him shall be charged with a pro rata amount of such decrease proportioned to the amounts of his payments.

The Minister of Finance is hereby authorized to pay the amount returnable to the outgoing tenant, upon the requisition of the Commissioners, out of any funds available for such purpose.”

SECTION 2. This Act shall take effect upon publication.

Approved this 15th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 79.

AN ACT TO INCREASE THE DUTY ON SPIRITUOUS LIQUORS, STILL WINES AND OTHER BEVERAGES MADE FROM MATERIALS OTHER THAN GRAPE JUICE ; AMENDING CHAPTER XXV OF THE LAWS OF 1892, ENTITLED "AN ACT TO AMEND CHAPTER XXVIII OF THE SESSION LAWS OF 1878, RELATING TO DUTIES.

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. That all spirituous liquors, all still wines and other beverages made from materials other than grape juice, when imported into the Hawaiian Islands, shall, if containing nine per cent. and not more than fourteen per cent. of alcohol, be subject to pay a duty of sixty cents per gallon; if containing more than fourteen and not more than twenty-one per cent. of alcohol, it shall be subject to pay a duty of one dollar per gallon; if containing more than twenty-one per cent of alcohol, such liquor shall be subject to the duty by law provided for spirits of like grade.

SECTION 2. That any person importing or attempting to import or smuggle any of the spirituous liquors or wines mentioned in the first section hereof, without payment of the duties; or adulterating the same in order to lower or change the standard, shall be guilty of a misdemeanor, and on conviction, shall pay a fine of not less than one hundred nor more than one thousand dollars, and such spirituous liquors shall be seized and confiscated to the use of the Hawaiian Government.

SECTION 3. This Act shall take effect from and after the first day of July, A. D. 1897.

I hereby certify that the foregoing Bill, after reconsideration on the veto of the President was, upon a vote taken by ayes and noes, approved by a two-thirds' vote of all the elective members of the House of Representatives of the Republic of Hawaii, this 15th day of June, A. D. 1896.

Attest:

JAS. N. K. KEOLA, Clerk.

D. L. NAONE,

Speaker.

I hereby certify that the foregoing Bill, after reconsideration on the veto of the President was, upon a vote taken by ayes and noes, approved by a two-thirds' vote of all the elective members of the Senate of the Republic of Hawaii, this 15th day of June, A. D. 1896.

Attest:

J. F. CLAY, Clerk.

W. C. WILDER,

President.

JOINT RESOLUTIONS.

JOINT RESOLUTION.

WHEREAS, It appears by the accounts in the office of the Marshal that there is an amount of Five Hundred and Sixty-four 37-100 Dollars (\$564 37) unaccounted for in the accounts of that office, which shortage occurred before the year 1892, and before the incumbency of the present Marshal or his clerk, and through no fault of theirs.

BET RESOLVED by the Senate and House of Representatives of the Republic of Hawaii.

THAT the Marshal of the Republic is hereby relieved from all responsibility by reason of such shortage, and that said amount may be written off by proper entry in the books of account of his office.

Approved this 23rd day of March, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

JOINT RESOLUTION.

Be it resolved by the Senate and House of Representatives of the Republic of Hawaii:

THAT in their opinion the provisions of the Act entitled, "An Act to regulate the receipt, custody and issue of the Public Moneys, and to provide for the Audit of Public Accounts," ap-

proved August 4th, 1882, were not intended and do not apply to the payment of the expenses of the Legislature during its sessions.

Approved this 4th day of April, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

JOINT RESOLUTION.

Be it resolved by the Senate and House of Representatives :

THAT the Great Seal of the Republic of Hawaii be circular in shape, three inches in diameter, and of the design hereinbelow attached; being more particularly described, with the tinctures added as a basis for the Coat of Arms, as follows:

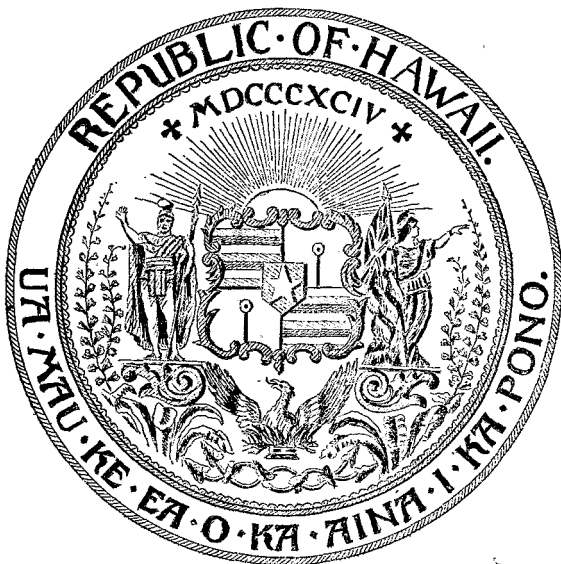
ARMS.—An heraldic shield which is quarterly; first and fourth, stripes of the national banner; second and third, on field arg. a ball of the first pierced on staff sa.; sur tout, an inescutcheon vert. on which a mullet or. in fesse.

SUPPORTERS.—On the dexter side, Kamehameha I., stantant, attitude as represented by bronze statue in front of Aliiolani Hale in Honolulu; cloak and helmet or.; figure proper. Sinister, Goddess of Liberty, wearing a Phrygian cap and laurel wreath, and holding in right hand the national banner, partly unfurled.

CREST.—A rising sun irradiated or., surmounted by the legend "Republic of Hawaii, 1894," the latter in Roman numerals.

MOTTO.—"Ua mau ke ea o ka aina i ka pono" escroll, lettering or.;

FURTHER ACCESSORIES.—Below the shield, the bird Phoenix overt, issuant from flames, body sa., wings half or., half murrey; also eight taro leaves, having on either side banana foliage and sprays of maiden-hair fern, ascendant.



Approved this 25th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

JOINT RESOLUTION.

Be it resolved by the Senate and House of Representatives:

THAT on and after December 31, 1896, the sale of postage stamps, postal cards and stamped envelopes issued previous to the present issue, shall cease at the Post Office, after which

date all, if any, that may remain will be destroyed, and the President shall appoint a committee of three disinterested persons who shall serve without pay, to act with the Minister of Finance and Postmaster General, for the purpose of checking off all remaining stock on that date, and see that the part of this Resolution relating to the destroying of same is strictly carried out.

Approved this 27th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

JOINT RESOLUTION.

WHEREAS, it has heretofore been the announced policy both of the Provisional Government and of the Republic of Hawaii, to advocate the annexation of the Hawaiian Islands to the United States of America; and,

WHEREAS, the Legislature of the Republic of Hawaii is now in regular session assembled, and will soon adjourn for a considerable period; and,

WHEREAS, it is fitting that the elected Representatives of the people should place themselves on record as to the present state of feeling among themselves and their constituents on this subject;

BE IT RESOLVED by the Senate and the House of Representatives, that the Legislature of the Republic of Hawaii continues to be, as heretofore, firmly and steadfastly in favor of the annexation of the Hawaiian Islands to the United States of America and, in advocating such policy, they feel assured

that they are expressing not only their own sentiments, but those of the voters of this Republic.

Approved this 27th day of May, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.

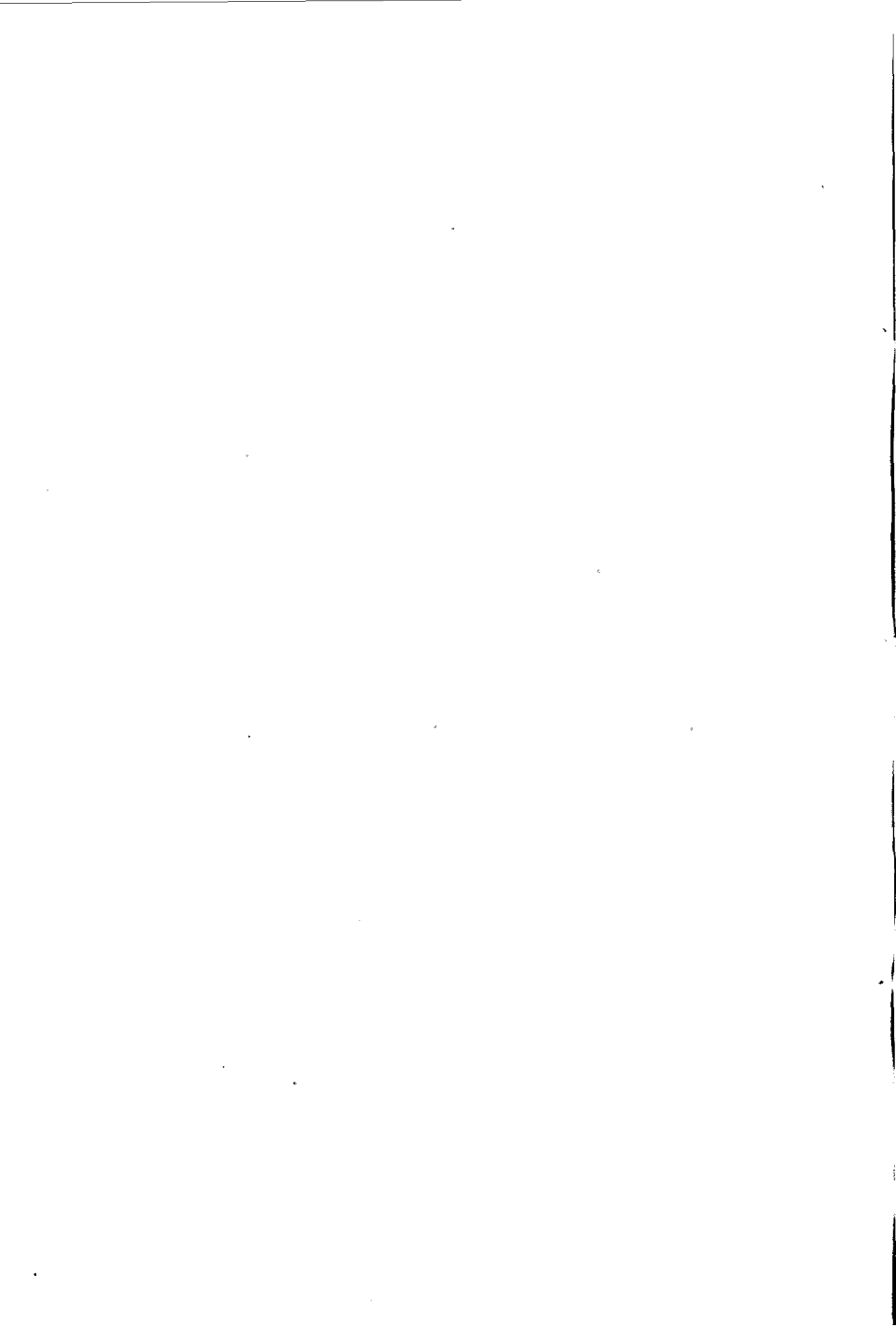
JOINT RESOLUTION.

WHEREAS the Commission appointed on the 9th day of October, 1895, to consider and report upon the subject of land transfer and registry of deeds, has made a preliminary report, and has asked for further time in which to make a complete report;

BE IT RESOLVED by the Senate and House of Representatives, that the said Commission be allowed to continue the investigation and consideration of the different systems of land transfer and registry of deeds, and to make report to the next Session of the Legislature.

Approved this 6th day of June, A. D. 1896.

SANFORD B. DOLE,
President of the Republic of Hawaii.



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